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John C. ...



VERMONT

Constitutional Convention,

1870.



JOURNAL

OF THE

PROCEEDINGS

OF THE

Constitutional Convention

OF THE

PEOPLE OF VERMONT,

BEGUN AND HELD AT THE

STATE HOUSE IN MONTPELIER,

ON THE

8TH OF JUNE, 1870.

PRINTED BY AUTHORITY.

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1870.

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JOURNAL.

On the second Wednesday, being the 8th day, of June, A. D. 1870, Delegates from the several towns in the State of Vermont assembled in Convention, in the State House, at Montpelier, to consider "certain proposed amendments to the Constitution of the State" and in pursuance of the Ordinance of the Council of Censors convened in the Senate Chamber at Montpelier, June 2, 1869, which Ordinance is as follows, to wit :

ORDINANCE.

STATE OF VERMONT,
IN COUNCIL OF CENSORS, }
Montpelier, October 22, A. D. 1869. }

The Council having determined to propose certain amendments to the Constitution of the State, and to call a *Convention* to consider such amendments : *Therefore* :

IT IS ORDERED, by said Council, that a Convention of the people of the State of Vermont shall meet at the State House in Montpelier on the second Wednesday of June, A. D. 1870, at ten o'clock in the forenoon, to consider the said proposed amendments and adopt the same, or such parts thereof as the said Convention shall deem necessary to preserve the peace and happiness of the people of this State.

And for the purpose of electing delegates to attend said Convention, the first constable of each organized town in this State, or, in his absence, the town clerk, or in the absence of both, one of the selectmen of each town, without further order, shall set up a notification in writing, at such place or places as shall have been designated by such town for notifying town meetings, at least twelve days before the second Tuesday of May, A. D. 1870, warning the freemen of such town to meet on the said second Tuesday of May, A. D. 1870, at ten o'clock in the forenoon, at the place where the last Freemen's Meeting was held in such town for the purpose of electing a delegate to represent the freemen of such town in said Convention;—and at the opening of such meeting this ordinance shall be publicly read.

And the same officer shall preside at said meeting as is required by law to preside at Freemen's meeting, and shall call on the freemen of such town for the space of four hours to give in their votes for such delegate; which votes shall be given and received in the same manner and under the same regulations as are by law provided for electing representatives to the General Assembly. And at the expiration of said time the votes so taken shall be sorted and counted by the presiding officer and such of the selectmen and justices of the peace of such town as shall be present, and if no person shall have a majority of all the votes given, the presiding officer shall so inform the freemen and call on them as aforesaid, giving a reasonable time only for receiving their votes, and so continue from time to time to receive and count the votes until an election of a delegate shall be made.

And when an election shall be made, as aforesaid, it shall be the duty of the presiding officer of the meeting to declare

On motion by E. P. WALTON,

Ordered that a Secretary and Assistant Secretary, *pro tempore*, be appointed.

Whereupon,

The ballots for a Secretary *pro tempore* having been taken and counted, it appeared that the whole number of ballots deposited was 213.

Necessary to a choice, 107.

D. W. C. CLARKE received 105.

W. H. H. BINGHAM received 95.

Gen. CLARKE received 2.

And there were scattering, 11.

And the President *pro tempore* declared that there was no choice.

Whereupon,

The ballots having been taken and counted the second time, it appeared that the whole number of ballots deposited was 218.

Necessary to a choice, 110.

And that D. W. C. CLARKE received 114.

W. H. H. BINGHAM received 95.

D. W. CLARKE received 5.

And there were scattering, 4.

So D. W. C. CLARKE was elected Secretary *pro tempore*.

On motion by Mr. CLEVELAND, D. WEBSTER DIXON was appointed Assistant Secretary, *pro tempore*.

On motion by Mr. MARSH, of Woodstock,

That immediately on the adjournment, this morning, the several delegates present their credentials to the Secretary.

On motion by Mr. HYDE, of Castleton, to amend the motion of Mr. Marsh by substituting therefor: That the Secretary proceed forthwith to call the several towns and that the delegates therefrom announce their names and present their credentials at the Secretary's table.

It was so ordered, and the motion by Mr. Marsh, as amended, was agreed to.

Whereupon the Secretary proceeded to call the several towns, in order, and responses were made for a large majority of towns, but no credentials of delegates were then presented.

On motion by Mr. HINMAN, the Convention adjourned till 3 o'clock P. M.

3 O'CLOCK P. M.

The Convention assembled agreeably to adjournment.

On motion by Mr. WALTON,

Ordered that a Committee of three be appointed, by the President *pro tempore*, to examine and report upon the credentials of members of this Convention.

The PRESIDENT *pro tempore* appointed as such Committee,

Messrs. WALTON of Montpelier,
 PHELPS of Burlington,
 HYDE of Castleton.

On motion, ordered that the Committee have leave to sit during the session of the Convention.

Mr. WALTON, for the Committee on Credentials, submitted the following

REPORT.

To the Constitutional Convention :

Your Committee on Credentials respectfully report that we have examined the credentials of all the Delegates, as prepared by the Secretary, and find them in due form except in the cases of

C. S. HARRIS, of Panton,
WM. HARMON, of Shelburn,
C. M. POST, of Georgia,
HARRY CHENEY, of Westmore,
WALTER C. DUNTON, of Rutland, and
THOS. S. HUBBARD, of Rochester,

who have been enrolled by the Secretary but have presented no credentials.

E. P. WALTON,	} Committee.
E. J. PHELPS,	
PITT W. HYDE,	

Montpelier, June 8, 1870.

On motion by Mr. PHELPS,

Ordered that WM. HARMON be admitted to a seat in the Convention without producing his credentials.

On motion by Mr. BUTLER,

Ordered that T. S. HUBBARD be admitted to a seat in the Convention without producing his credentials.

Mr. SLADE submitted the following resolution, which was considered and adopted : —

Resolved that Mr. C. S. HARRIS, the Delegate elect from the town of Panton, be permitted to take his seat as a member of this Convention without producing his credentials of election to the same.

On motion by Mr. KELLOGG,

Ordered that WALTER C. DUNTON be admitted to a seat in the Convention without producing his credentials.

On motion by Mr. WALTON,

Ordered that HARRY CHENEY be admitted to a seat in the Convention without producing his credentials.

On motion by Mr. FERRIS,

Ordered that C. M. POST be admitted to a seat in the Convention without producing his credentials.

On motion by Mr. DUNTON,

Ordered that JOHN M. DYER be admitted to a seat in the Convention without producing his credentials.

On motion by Mr. HYDE, of Castleton, that the temporary organization be confirmed, as the permanent organization, of this Convention :

On motion by Mr. KELLOGG, that the Roll of Members be called, it was so ordered.

Whereupon,

The Secretary proceeded to call the Roll and the following named Delegates appeared and responded to the call, to wit :

ADDISON COUNTY.

Addison.....	HENRY WILLMARTH,
Bridport.....	NATHAN S. BENNETT,
Bristol.....	DATUS R. GAIGE,
Cornwall	ABRAM FOOTE,
Ferrisburgh.....	J. WARREN BARNES,

Goshen	HARVEY Z. CHURCHILL.
Granville	GEORGE V. WILSON.
Hancock	AUGUSTUS TAYLOR,
Leicester	E. B. JENNEY,
Lincoln	HOWARD CLARK,
Middlebury	JAMES M. SLADE,
Monkton	S. F. ATWOOD,
New Haven	J. W. LANGDON,
Orwell	ROSWELL BOTTUM,
Panton	C. S. HARRIS,
Ripton	S. G. TISDALE,
Salisbury	J. M. DYER,
Shoreham	M. W. C. WRIGHT,
Starksboro'	E. W. WASHBURNE,
Vergennes	EDWARD SEYMOUR,
Waltham	EDWIN EVARTS,
Weybridge	JOHN BRITELL,
Whiting	WHITFIELD WALKER.

BENNINGTON COUNTY.

Arlington	ZADOCK H. CANFIELD,
Bennington	WM. T. HORROBIN,
Dorset	F. W. OLMSTED,
Landgrove	J. S. THOMPSON,
Manchester	LOVELAND MUNSON,
Peru	ASA F. CLARK,
Pownal	ABRAHAM G. PARKER,
Readsboro'	JAMES W. CARPENTER,
Rupert	SETH H. RISING,
Sandgate	ALPHONSO D. KENT,
Searsburgh	ALLEN E. BRIGGS,
Shaftsbury	HORACE B. BOTTUM,
Stamford	JONATHAN BROOKS,
Sunderland	BENJ. F. McLAUGHLIN,
Winhall	CEPHAS WILLIAMS,
Woodford	AMOS ALDRICH.

CALEDONIA COUNTY.

Barnet	GEORGE COWLES,
Burke	ABEL BROWN,
Danville	NATHANIEL H. EATON,
Groton	HOSEA WELCH, JR.
Hardwick	A. E. JUDEVINE,
Kirby	HUNTLEY D. YOUNG,
Lyndon	ISAAC W. SANBORN,

Newark	M. W. STODDARD,
Peacham	HENRY WALKER,
Ryegate	WM. J. GIBSON,
Sheffie'd	SALMA DAVIS,
St. Johnsbury	LEWIS O. BRASTOW,
Stannard	T. C. BATCHELDER,
Sutton	REUBEN ELLIS,
Walden	LYMAN DAMON,
Waterford	CHARLES ROSS,
Wheelock	JAMES M'GAFFEY.

CHITTENDEN COUNTY.

Bolton	E. N. COLTON,
Burlington	EDWARD J. PHELPS,
Charlotte	JOHN QUINLAN,
Colchester	CHARLES F. STORRS,
Essex	LUTHER M. BATES,
Hinesburgh	JOHN F. MILES,
Huntington	BYRON BREWSTER,
Jericho	ERASTUS FIELD,
Milton	ELI T. HOLBROOK,
Richmond	SALMON GREEN,
Shelburn	WM. HARMON,
South Burlington	ABEL L. OWEN,
St. George	HENRY LAWRENCE,
Underhill	G. W. ROBERTS,
Westford	MARTIN P. RICE,
Williston	GEORGE MORTON.

ESSEX COUNTY.

Bloomfield	SAMUEL O. SHOFF,
Brighton	WM. MASON,
Brunswick	T. G. BEATTIE,
Canaan	GEO. W. HARTSHORN,
Concord	WM. B. CRANE,
East Haven	WM. M. SMITH,
Granby	LOOMIS WELLS,
Guildhall	WM. H. HARTSHORN,
Lemington	ARTHUR T. HOLBROOK,
Lunenburg	STEPHEN HOWE,
Maidstone	J. H. BENTON,
Victory	A. J. SILAW,

FRANKLIN COUNTY.

Bakersfield	WM. H. GIDDINGS,
Berkshire	LEWIS EWENS,
Enosburgh	CHAS. S. MALLISTER,
Fairfax	J. H. FARNSWORTH,
Fairfield	JONATHAN SHERWOOD,
Fletcher	N. R. BINGHAM,
Franklin	CHARLES FELTON,
Georgia	C. M. POST,
Highgate	A. P. HERRICK,
Montgomery	JOHN S. TUPPER,
Richford	J. H. HAMILTON,
St. Albans	JOHN W. HOBART,
Swanton	VALENTINE S. FERRIS.

GRAND ISLE COUNTY.

Albargh	H. H. REYNOLDS,
Grand Isle	DANIEL G. SAMPSON,
Isle-la-Mott	HENRY G. HOLCOMB,
North Hero	A. K. HIBBARD,
South Hero	A. M. KINNEY.

LAMOILLE COUNTY,

Belvidere	JERRE SHATTUCK,
Cambridge	WILLARD H. GRISWOLD,
Eden	J. T. STEVENS,
Elmore	ABEL CAMP,
Hydepark	EDWARD B. SAWYER,
Johnson	SILAS H. PEARL,
Morristown	H. HENRY POWERS,
Stowe	W. H. H. BINGHAM,
Waterville	EPHRAIM W. BROWN,
Wolcott	RICHARD F. PARKER.

ORANGE COUNTY.

Bradford	HUBBARD WRIGHT,
Braintree	W. H. NICHOLS,
Brookfield	JOHN R. CLEVELAND,
Chelsea	GEORGE E. HYDE,
Corinth	C. C. SARGENT,
Fairlee	A. H. GILMORE,
Newbury	RICHARD PATTERSON,
Orange	EDWIN G. PEAKE,
Randolph	EDWARD CONANT,

Strafford	CHARLES BARRETT,
Thetford.....	H. H. GILLETTE,
Topsham.....	JOEL T. CLARK,
Tunbridge.....	RICHARD SMITH,
Vershire.....	D. M. RICHARDSON,
Washington	B. W. BARTHOLEMEW,
West Fairlee	JOSEPH KIMBALL,
Williamstown.....	ALVEN SMITH.

ORLEANS COUNTY.

Albany ..	JOHN PAINE,
Barton	WM. A. ROBINSON,
Brownington.....	A. S. JOSELYN,
Charleston	GEO. A. HINMAN,
Coventry	H. S. JONES,
Craftsbury	WM. J. HASTINGS,
Derby.....	LEMUEL RICHMOND,
Glover	F. W. KIMBALL,
Greensboro'	AZEL W. WILD,
Holland	SIDNEY R. FLETCHER,
Irasburgh.....	SAMUEL H. HOWARD,
Jay.....	Z. O. SARGENT,
Lowell	JOHN HARDING,
Morgan	RUEL COBB,
Newport	D. M. CAMP,
Salem	WM. H. KINGSLEY,
Troy	MICHAEL KENNEDY, Jr.,
Westfield	WM. H. RICHARDSON,
Westmore.....	HARRY CHENEY.

RUTLAND COUNTY.

Benson	LOYAL C. KELLOGG,
Brandon	A. T. WOODWARD,
Castleton	PITT W. HYDE,
Chittenden	CHARLES HEWITT,
Clarendon.....	THOMAS PIERCE,
Danby	LORING S. WALDO,
Fairhaven.....	E. H. PHELPS,
Hubbardton	SAM. W. ST. JOHN,
Ira	LEONARD W. DAY,
Mendon	JAMES M. FURMAN,
Middletown	ROSWELL BUEL,
Mount Holly	PHILIP E. CHASE,

Mount Tabor	H. W. LINCOLN,
Pawlet	ABBOTT ROBINSON,
Pittsfield.....	C. W. BRIGHAM,
Pittsford	CHARLES T. COLBURN,
Poultney	MERRITT CLARK,
Rutland	WALTER C. DUNTON,
Sherburne.....	SOLOMON W. ADAMS,
Shrewsbury	EBENEZER FISHER,
Sudbury	JAMES K. HYDE,
Tinmouth	HENRY D. NOBLE,
Wallingford	HARVEY BUTTON,
Wells	NATHAN FRANCIS,
West Haven.....	HARVEY HOWES,

WASHINGTON COUNTY.

Barre	JACOB S. SPAULDING,
Berlin.....	JOSIAH BENJAMIN,
Cabot	S. S. WISWELL,
Calais	MARCUS IDE,
Duxbury	GEORGE H. CRANDAL,
El Montpelier.....	SAMUEL S. KELTON,
Fayston	WILLARD D. PORTER,
Marshfield	ALONZO F. PUTNAM,
Middlesex.....	LEANDER WARREN,
Montpelier	E. P. WALTON,
Moretown	THOMAS J. DEAVITT,
Northfield.....	GEORGE NICHOLS,
Plainfield	REUBEN HUNTOON,
Roxbury.....	SAMUEL M. HILDRETH.
Waitsfield.....	HIRAM CARLTON,
Warren.....	HAZEN LYFORD,
Waterbury	PAUL DILLINGHAM,
Woodbury	ALLEN W. NELSON,
Worcester.....	GEO. D. TEWKESBURY.

WINDHAM COUNTY.

Athens	JEROME O. KINGSLEY,
Brattleboro'	CHARLES K. FIELD,
Brookline.....	ERASTUS WHITNEY,
Dover.....	S. H. SHERMAN,
Dummerston.....	ABNER B. BAILEY,
Grafton.....	HENRY HOLMES.
Guilford	RODNEY B. FIELD,
Halifax.....	J. L. HARRINGTON,
Jamaica	L. M. REED,

Londonderry	CURTIS ROBINSON,
Marlboro'	WM. W. LYNDE,
Newfane	A. J. MORSE,
Putney	SIMON W. HOUGHTON,
Rockingham.	A. N. SWAIN,
Somerset	SUMNER CURTIS,
Stratton	JACOB B. GROUT,
Townshend	A. C. HOWARD,
Vernon	ROSWELL S. WOOD,
Wardsboro'	LYMAN M. NEWELL,
Westminster	S. S. STODDARD,
Wilmington	ELEAZER GORHAM,
Windham	WILLIAM HARRIS.

WINDSOR COUNTY.

Andover	FREDERICK A. WAY,
Baltimore	GEORGE DAVIS,
Barnard	PAUL D. DEAN,
Bethel	A. G. MARSH,
Bridgewater	CHARLES S. RAYMOND,
Cavendish	RYLAND FLETCHER,
Hartford	BENJAMIN F. RAY,
Hartland	J. Q. BITTINGER,
Ludlow	L. E. SHERMAN,
Norwich	JONATHAN CLEMENT,
Plymouth	JAMES S. BROWN,
Pomfret	KIMBALL RUSS,
Reading	WM. W. KEYES,
Rochester	T. S. HUBBARD,
Royalton	C. B. DRAKE,
Sharon	W. H. H. WALBRIDGE,
Springfield	HENRY CLOSSON,
Stockbridge	EZRA M. COLLOM,
Weathersfield	JAMES M. STEARNS,
Weston	M. C. EDMUNDS,
West Windsor	DANIEL BENJAMIN,
Windsor	FRANKLIN BUTLER,
Woodstock	CHARLES P. MARSH.

The question recurring on the motion of Mr. HYDE, of Castleton, that the temporary organization be confirmed as the permanent organization of the Convention, it was so ordered.

Mr. HYDE, of Castleton, submitted the following resolution, which was considered and adopted :

RESOLVED that a Committee, consisting of two members, be appointed by the President, whose duty it shall be to wait upon His Excellency, the Governor, and inform him that the Convention has perfected its organization and awaits any communication he may have to make.

The PRESIDENT appointed Messrs. HYDE, of Castleton, and BINGHAM, of Stowe, as such Committee.

Mr. HARMON submitted the following resolution, which was considered and adopted :—

RESOLVED that the President appoint two official Reporters of the proceedings of this Convention.

Mr. DUNTON submitted the following resolution, which was considered and adopted :

RESOLVED that a Committee of three be appointed by the Chair to draft and report Rules for the regulation and government of this Convention.

Mr. CAMP, of Elmore, submitted the following resolution :

RESOLVED that the President be requested to call on the Clergymen, Delegates of this Convention to officiate as Chaplains of this Convention by rotation, commencing with the oldest clergyman.

On motion by Mr. BENTON to amend the said resolution by striking out all after the word "Resolved" and inserting, in lieu thereof, the words: *That the President be requested to invite the resident acting clergymen of Montpelier to officiate, in rotation, as Chaplains of this Convention, during its session,*

It was determined in the affirmative and the resolution, as amended, was adopted.

Mr. HYDE, of Castleton, for the Committee appointed to wait upon the Governor and notify him of the organization of the Convention, reported that the Committee had performed the duty assigned to them and that the Governor had authorized them to announce that he would forthwith transmit a communication to the Convention.

The PRESIDENT announced the following members as the Committee to draft and report Rules for the regulation and government of the Convention :—

Messrs. DUNTON,
DILLINGHAM,
FIELD, of Brattleboro.

The following communication was received from the Governor by Mr. CLARK, his Secretary :—

EXECUTIVE MANSION, }
MONTPELIER, June 8, 1870. }

To the President of the Convention :

SIR :

Pursuant to the request of the Council of Censors as signified by a resolution adopted by that body, I have the honor to lay before the Convention a certified copy of the Articles of Amendment proposed to the constitution of this state by said Council, the Articles of the present constitution to be affected thereby and of the Ordinance* and Address of said Council.

GEO. W. HENDEE,
Governor.

ARTICLES OF AMENDMENT TO THE CONSTITUTION OF THE STATE OF VERMONT PROPOSED BY THE COUNCIL OF CENSORS ON THE 22D DAY OF OCTOBER, A. D. 1869.

ARTICLE 1.

Corporations shall not be created, nor their powers increased or diminished, by special laws, except for municipal purposes.

*For Ordinance see page 1 of this Journal.

ARTICLE 2.

SEC. 1. The General Assembly shall meet on the first Wednesday of October, biennially; the first election shall be on the first Tuesday of September, A. D. 1870; and the first session of the General Assembly on the first Wednesday of October, A. D. 1870.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

SEC. 3. The term of office of the Governor, Lieutenant Governor, and Treasurer of the State, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of two years, or until their successors shall be chosen and qualified, or to the adjournment of the session of the Legislature, at which, by the Constitution and laws, their successors are required to be chosen, and not after such adjournment.

SEC. 4. The term of office of Senators and Town Representatives shall be two years, commencing on the first Wednesday of October following their election.

SEC. 5. The term of office of the Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be two years, and shall commence on the first day of December next after their election.

ARTICLE 3.

Whenever the office of Senator or Town Representative shall become vacant from any cause, the Legislature may provide by law for filling such vacancy.

ARTICLE 4.

SEC. 1. The Judges of the Supreme Court shall be appointed by the Governor by and with the advice and consent of the Senate.

SEC. 2. The term of office of the Judges of the Supreme Court shall be six years : provided that, under the first appointment made in pursuance of this section, one-third of the Judges first appointed shall hold their offices for the period of six years : one-third thereof, second in the order of appointment shall hold their offices for the period of four years ; and one-third thereof, last in the order of appointment, shall hold their offices for the period of two years.

SEC. 3. The Judges of the Supreme Court shall at stated times receive a reasonable compensation for their services, which shall not be diminished during the terms of their offices.

ARTICLE —

(Proposed for adoption if Article two is adopted and Article four is rejected.)

The Judges of the Supreme Court shall be elected biennially, and their term of office shall be two years

ARTICLE 5.

Hereafter, women shall be entitled to vote, and with no other restrictions than the law shall impose on men.

ARTICLE 6.

SEC. 1. At the session of the General Assembly of this State, A. D. 1870, and at the session thereof every tenth year thereafter, the Senate may, by a vote of two-thirds of its members, make proposals of Amendment to the Constitution of the State, which proposals of amendment, if concurred in by a majority of the members of the House of Representatives, shall be entered on the journals of the two Houses and referred to the General Assembly then next to be chosen, and be published in the principal newspapers of the State; and if a majority of the members of the Senate and of the House of Representatives of the next following General Assembly shall, respectively, concur in the same proposals of amendment, or any of them, it shall be the duty of the General Assembly to submit the proposals of amendment so concurred in to a direct vote of the freemen of the State; and such of said proposals of amendment as shall receive a majority of the votes of the freemen voting thereon, shall become a part of the Constitution of this State.

SEC. 2. The General Assembly shall direct the manner of voting by the people upon the proposed amendments, and enact all such laws as shall be necessary to procure a free and fair vote upon each amendment proposed, and to carry into effect all the provisions of the preceding section.

SEC. 3. The House of Representatives shall have all the powers now possessed by the Council of Censors, to order impeachments, which shall in all cases be by a vote of two-thirds of its members.

SEC. 4. The forty-third section of the second part of the Constitution of this State is hereby abrogated.

ARTICLES OF THE PRESENT CONSTITUTION AFFECTED BY THE ABOVE
PROPOSED AMENDMENTS.

PART 2.

SEC. 8. The House of representatives of the freemen of this State shall consist of persons most noted for wisdom and virtue, to be chosen by ballot by the freemen of every town in the State, respectively, on the first Tuesday of September, annually, forever.

SEC. 9. The representatives so chosen, (a majority of whom shall constitute a quorum for transacting any other business than raising a State tax, for which two-thirds of the members elected shall be present,) shall meet on the second Thursday of the succeeding October, [and shall be styled, The General Assembly of the State of the State of Vermont ;] (*See the second Article of Amendment.*) They shall have power to choose their Speaker, [Secretary of State] (*see the tenth Article of Amendment,*) their clerk and other necessary officers of the house ; sit on their own adjournments ; prepare bills and enact them into laws ; judge of the elections and qualifications of their own members ; they may expel members, but not for causes known to their constituents antecedent to their election ; they may administer oaths and affirmations in matters depending before them ; redress grievances ; impeach State criminals ; grant charters of incorporation ; constitute towns, boroughs, cities and counties ; they may, annually, on their first session after their election [in conjunction with the council] (or oftener if need be) elect judges of the supreme [and several county and probate] courts, [sheriffs and justices of the peace (*see Articles of Amendment, from the fourteenth to the twentieth, both inclusive*) and also [with the council] may

elect major generals and brigadier generals, from time to time as often as there shall be occasion; and they shall have all other powers necessary for the legislature of a free and sovereign State. But they shall have no power to add to, alter, abolish, or infringe any part of this constitution. (*See the Articles of amendment which require the concurrent action of a senate for the effectual exercise of most of the above mentioned powers.*)

SEC. 21. Every man of the full age of twenty-one years, having resided in this state for the space of one whole year next before the election of representatives, and is of a quiet and peaceable behavior, and will take the following oath or affirmation, shall be entitled to all the privileges of a freeman of this state :

“ You solemnly swear (or affirm) that whenever you give your vote or suffrage touching any matter that concerns the state of Vermont, you will do it so as in your conscience you shall judge will most conduce to the best good of the same, as established by the constitution, without fear or favor of any man.” (*See the first article of amendment.*)

SEC. 43. In order that the freedom of this commonwealth may be preserved inviolate forever, there shall be chosen by a ballot, by the freemen of this state, on the last Wednesday in March, in the year one thousand seven hundred and ninety-nine, and on the last Wednesday in March in every seven years thereafter, thirteen persons, who shall be chosen, in the same manner the council is chosen except they shall not be out of the council or general assembly, to be called *the council of censors*, who shall meet together on the first Wednesday of June next ensuing their election, the majority of whom shall be a quorum in every case, except as to cal-

ling a convention, in which two-thirds of the whole number elected shall agree; and whose duty it shall be to enquire whether the constitution has been preserved inviolate in every part during the last septenary, (including the year of their service,) and whether the legislative and executive branches of government have performed their duty as guardians of the people, or assumed to themselves, or exercised, other or greater powers than they are entitled to by the constitution. They are also to enquire whether the public taxes have been justly laid and collected in all parts of this commonwealth; in what manner the public moneys have been disposed of, and whether the laws have been duly executed. For these purposes they shall have power to send for persons, papers and records; they shall have authority to pass public censures, to order impeachments, and to recommend to the legislature the repealing such laws as shall appear to them to have been passed contrary to the principles of the constitution: these powers they shall continue to have for and during the space of one year from the day of their election: and no longer. The said council of censors shall also have power to call a convention, to meet within two years after their sitting, if there appears to them an absolute necessity of amending any article of this constitution which may be defective, explaining such as may be thought not clearly expressed, and of adding such as are necessary for the preservation of the rights and happiness of the people. But the articles to be amended, and the amendments proposed, and such articles as are proposed to be added or abolished, shall be promulgated at least six months before the day appointed for the election of such convention, for the previous consideration of the people, that they may have an opportunity of instructing their delegates on the subject.

ARTICLES OF AMENDMENT.

ART. IV. [The Senate shall be composed of thirty senators, to be of the freemen of the county for which they are elected, respectively, who are thirty years of age or upwards, and to be annually elected by the freemen of each county respectively. Each county shall be entitled to one senator, at least, and the remainder of the senators shall be apportioned to the several counties according to their population, as the same was ascertained by the last census taken under the authority of the United States—regard being always had, in such apportionment, to the counties having the greatest fraction. But the several counties shall, until after the next census of the United States, be entitled to elect, and have their senators, in the following proportion, to wit :

Bennington county, two; Windham county, three; Rutland county, three; Windsor county, four; Addison county, three; Orange county, three; Washington county, two; Chittenden county, two; Ca'edonia county, two; Franklin county, three; Orleans county, one; Essex county, one; Grand Isle county, one.

The legislature shall make a new apportionment of the senators, to the several counties, after the taking of each census of the United States, or census taken for the purpose of such apportionment, by order of the government of this state, always regarding the above provisions in this article.] (*See the twenty-third article of amendment.*)

ART. V. The freemen of the several towns in each county shall annually give their votes for the senators apportioned to such county at the same time and under the same regulations as are now provided for the election of councillors *

*Section 10 of Part 11.

And the person or persons, equal in number to the number of senators apportioned to such county, having the greatest number of legal votes in such county, respectively, shall be the senator or senators of such county. At every election of senators, after the votes shall have been taken, the constable or presiding officer, assisted by the selectmen and civil authority present, shall sort and count the said votes, and make two lists of the names of each person, with the number of votes given for each annexed to his name, a record of which shall be made in the town clerk's office, and shall seal up said lists, separately, and write on each the name of the town, and these words "Votes for Senator," or "Votes for Senators," as the case may be, one of which lists shall be delivered by the presiding officer to the representative of said town, (if any,) and if none be chosen, to the representative of an adjoining town, to be transmitted to the president of the Senate; the other list, the said presiding officer shall, within ten days, deliver to the clerk of the county court for the same county, and the clerk of each county court, respectively, or in case of his absence or disability, the sheriff of such county, or in case of the absence or disability of both, the high bailiff of such county, on the tenth day after such election shall publicly open, sort and count said votes, and make a record of the same, in the office of the clerk of such county court, a copy of which he shall transmit to the Senate; and shall also, within ten days thereafter, transmit to the person or persons elected a certificate of his or their election. Provided, however, that the general assembly shall have power to regulate by law the mode of balloting for senators, within the several counties, and to prescribe the means, and the manner by which the result of the balloting shall be ascertained, and through which the senators chosen shall be certified of their

election, and for filling all vacancies in the senate, which shall happen by death, resignation or otherwise. But they shall not have power to apportion the senators to the several counties, otherwise than according to the population thereof, agreeably to the provisions hereinbefore ordained.

ART. X. The secretary of state, and all officers whose elections are not otherwise provided for, and who, under the existing provisions of the constitution, are elected by the council and house of representatives, shall, hereafter, be elected by the senate and house of representatives, in joint assembly, at which the presiding officer of the senate shall preside, and such presiding officer in such joint assembly shall have a casting vote, and no other.

ART. XIX. All the officers named in the preceding articles of amendment (*Articles 14 to 18*) shall be annually elected by ballot, and shall hold their offices for one year commencing on the first day of December next after their election.

ART. XXI. The term of office of the governor, lieutenant governor, and treasurer of the state, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of one year, or until their successors shall be chosen and qualified, or to the adjournment of the session of the legislature, at which, by the constitution and laws, their successors are required to be chosen, and not after such adjournment. And the legislature shall provide, by general law, declaring what officer shall act as governor whenever there shall be a vacancy in both the offices of governor and lieutenant governor, occasioned by a failure to elect, or by the removal from office, or by the death, resignation, or inability of both governor and lieutenant governor, to exercise the powers and discharge the duties of the office

of governor; and such officer, so designated, shall exercise the powers and discharge the duties appertaining to the office of governor, accordingly, until the disability shall be removed, or a governor shall be elected.—And in case there shall be a vacancy in the office of treasurer, by reason of any of the causes enumerated, the governor shall appoint a treasurer for the time being, who shall act as treasurer until the disability shall be removed, or a new election shall be made.

ART. XXIII. The senate shall be composed of thirty senators, to be of the freemen of the county for which they are elected, respectively, who shall have attained the age of thirty years, and they shall be elected annually by the freemen of each county respectively.

The senators shall be apportioned to the several counties, according to the population, as ascertained by the census taken under the authority of congress in the year 1840, regard being always had, in such apportionment, to the counties having the largest fraction, and giving to each county at least one senator.

The legislature shall make a new apportionment of the senators to the several counties, after the taking of each census of the United States, or after a census taken for the purpose of such apportionment, under the authority of this state, always regarding the above provisions of this article.

STATE OF VERMONT,
 IN COUNCIL OF CENSORS,
 Montpelier, October 22, A. D. 1869. }

We hereby certify that the above are Articles of Amendment to the Constitution of the State of Vermont proposed by said Council, and Articles of the present Constitution affected by said proposed amendments; and the same are hereby promulgated by order of said Council.

CHARLES K. FIELD, *President.*

ARTHUR CULVER, *Secretary.*

A D D R E S S .

COUNCIL OF CENSORS,
 Montpelier, October 22, A. D. 1869. }

TO THE PEOPLE OF THE STATE OF VERMONT:

The Council of Censors elected by the freemen of the State on the last Wednesday of March, A. D. 1869, have concluded their labors and have called a Convention to be holden on the second Wednesday of June, A. D. 1870, to act upon certain amendments to the Constitution which they have promulgated.

The council are not unanimous upon the policy of adopting all the proposed amendments. They have submitted those propositions of amendment on which they believe the people desire to act.

The reasons for making the proposals of amendment have been substantially set forth in the reports of the several com-

mittees which have been so extensively published that it is not deemed necessary to repeat those reasons here.

The integrity and intelligence of the people are a sufficient guaranty that none of these proposals of amendment will find a place in the Constitution except "such as are necessary for the preservation of the rights and happiness of the people."

The Council have also performed the other duties imposed on them by the Constitution, and their action and recommendations will be found in the reports of their Committees and in the published proceedings of the Council, to which the people are most respectfully referred.

By order of the Council of Censors,

CHARLES K. FIELD, *President*.

ARTHUR CULVER, *Secretary*.

The PRESIDENT announced the appointment of ANDREW C. BROWN, of Montpelier, and GEORGE B. SHAW, of Burlington, as Official Reporters of the Proceedings of the Convention.

Mr. MARSH, of Woodstock, submitted the following resolution, which was read and, on motion by Mr. SLADE, ordered to lie on the table :—

RESOLVED that a Committee of one from each County be appointed by the President of this Convention, on each of the several articles of amendment proposed by the Council of Censors and that such Committees report to the Convention such action on the several amendments to the Constitution proposed by the Council of Censors as they may deem appropriate.

Mr. PHELPS, of Fairhaven, submitted the following resolution, which was considered and rejected :

RESOLVED that the Secretary be directed to furnish each member and officer of this Convention with one daily newspaper, printed in the State, to be selected by the members and officers.

On motion by Mr. FIELD, of Brattleboro,

The Convention adjourned till 9 A. M. to-morrow.

THURSDAY, June 9, 1870, 9 a.m.

Prayer by Rev. Dr. CLEMENT.

The Convention was called to order and the Journal of yesterday was read and approved.

Mr. DUNTON, for the Committee on Rules, submitted the following

REPORT.

To the Convention now in session :

RULES OF THE CONVENTION.

Your Committee appointed to draft Rules for the Convention have attended to their duty and unanimously report as follows :

I. The Convention shall meet daily, except Sundays, at 9 o'clock in the forenoon, and at 2 o'clock in the afternoon, if not otherwise ordered.

II. The President, after calling the Convention to order, shall, before proceeding to business cause the journals of the preceding day to be read and corrected. He shall preserve order, and speak on, and decide all questions of order, subject to an appeal to the Convention; and in case of disturbance in any part of the Capitol, he shall cause the offenders to be removed therefrom.

III. The President shall nominate all Committees, subject to the approval of the Convention.

IV. The President may call on a member to perform the duties of the Chair, when he may wish to participate in debate, or temporarily to retire.

V. Every member speaking in debate shall, standing in his place uncovered, address the President, and when he has finished sit down.

VI. The member first addressing the President, in order, and designated by him, shall be entitled to the floor.

VII. No member shall speak more than twice on the same question, without leave of the Convention, and members who have once spoken shall not again be entitled to the floor, (unless to explain,) to the exclusion of such as have not spoken.

VIII. No member shall audibly speak to another, or otherwise interrupt the Convention, while the journals, or other matters before the Convention, are being read, or while a member is orderly speaking in debate.

IX. No member shall absent himself from the Convention without leave, unless sick, or otherwise necessarily detained.

X. The yeas and nays shall be taken on the call of a member, and every member present shall vote on the final adoption of the proposed amendments to the Constitution, and on other questions, unless excused, or absent when the question was stated.

XI. It shall be in order for a member in the majority, on any vote, to move a re-consideration thereof, but not for one in the minority.

XII. Motions shall be sustained in the following order, on resolutions :

1. To dismiss.
2. To postpone to a day certain.
3. To lay on the table.
4. To commit.
5. To amend.

XIII. A motion to adjourn shall always be in order, and be determined without debate.

XIV. If a member be called to order for violating the Rules of the Convention, he shall sit down until the question of order be determined, unless permitted to explain.

XV. The proceedings of the Convention, except when acting as a Committee of the Whole, embracing the names of the members and the votes which they give, on every question, shall be, by the Secretary, accurately and concisely stated in the Journals.

XVI. The Governor, Lieutenant Governor, Treasurer, Secretary of State, Secretary to the Governor, Senators, Members of Congress, Judges of the Supreme Court, the District Judge, Attorney, Marshal and Collector of the United States, the late Council of Censors, and such as have previously held these offices, the Clergy, and such persons as may be introduced by a member, shall be admitted to seats on the floor of the Convention.

XVII. The President shall appoint a Door-Keeper and all other necessary officers; and shall request the Sergeant-at-Arms to attend upon the Convention.

XVIII. The preceding Rules shall be observed in Committee of the Whole, so far as they are applicable.

Which is respectfully submitted,

W. C. DUNTON, for Com.

MONTPELIER, June 9th.

The question being on the adoption of the Rules recommended by the Committee,

Mr. GREEN moved to amend by adding the following as an additional Rule :

RULE XIX. *It shall be the duty of the President of this Convention to see that, as soon as convenient after the permanent organization thereof and before it proceeds to deliberate and decide upon any of the proposed articles of amendment to the Constitution of the State, the oath, or affirmation, of office required by said Constitution to be administered to all State officers of the judicial service, as a part of their qualification for such service, be administered to the members of the Convention by some person by him to be selected and who is qualified by law to administer the same ;*

And, after debate,

On motion by Mr. HORROBIN that the proposed amendment be dismissed,

It was so ordered, and

The Rules recommended by the committee were adopted as the Rules of the Convention.

The PRESIDENT announced that JONATHAN BROOKS, delegate from the town of Stamford, LEMUEL RICHMOND, delegate from the town of Derby, THOMAS J. DEAVITT, delegate from the town of Moretown, S. H. SHERMAN, delegate from the town of Dover and BENJAMIN F. RAY, delegate from the town of Hartford, had presented their credentials, in due form, and were entitled to seats in the Convention. Whereupon, the delegates named assumed their seats.

Mr. DILLINGHAM, presented the following resolution :—

RESOLVED,—That a Committee of one from each County be appointed to make up the debentures of this Convention.

On motion of Mr. LYFORD to amend the resolution by striking out all after the word “Resolved,” and inserting

the words : *that a Committee of one from each County be appointed to make up, receive and disburse, the debentures of this Convention ;*

It was determined in the affirmative and the resolution, as amended, was adopted.

Mr. FIELD, of Brattleboro, presented the Petition of Miss Amelia Tyler Burnham and 234 other ladies, of Brattleboro, praying for the extension of the right of suffrage to women.

Mr. FIELD, of Guilford, presented the petition of Lucia S. C. Boyden and 42 other ladies of Guilford, praying for the extension of the right of suffrage to women.

Mr. FRANCIS submitted the following resolution, which was considered and adopted :—

RESOLVED,—That a Committee of five be appointed to designate a day for the final adjournment of the Convention at the earliest practicable hour.

Mr. WALTON submitted the following resolution, which was read and adopted :

RESOLVED,—That all petitions presented to this Convention be entered on the Journal by their titles only.

Mr. BITTINGER presented the petition of Miss Harriet Williams and 25 other ladies, of Hartford, against the extension of the right of suffrage to women.

Mr. HYDE, of Castleton, presented the petition of Mrs. Jane Eliza Foote and 24 other ladies, of Rutland County, praying for the extension of the right of suffrage to women.

Mr. RAYMOND presented the remonstrance of Mrs. C. A. Walker and 28 other ladies, of Barnard ; of Caroline C. Harvey and 68 other ladies, of Woodstock ; of Mrs. Luther Abbott and 23 other ladies, of Woodstock, and of E. D. Morgan and 69 other ladies, of Stockbridge, against the extension of the right of suffrage to women.

Mr. BAILEY presented the petition of Matilda K. Leonard and 29 other ladies, of Dumbarton, against the extension of the right of suffrage to women, and of Fanny M. Knight and 29 other ladies, of Windham County, praying for such extension.

Mr. EDMUNDS submitted the following resolution, which was read and

Ordered to lie on the table :

RESOLVED,—That this Convention deem the adoption of Article I. of the proposed amendments to the Constitution of this State expedient and necessary.

Mr. SHERMAN, of Dover, presented the petition of Clarinda M. Cooper and 6 other ladies, of Dover, praying for the extension of the right of suffrage to women.

Mr. WOOD presented the petition of A. W. Cone and 47 other ladies, of Vernon, praying for the extension of the right of suffrage to women.

Mr. HARMON submitted the following resolution, which was read and adopted :—

RESOLVED that Charles F. Storrs, of Colchester, be admitted to a seat in this Convention without producing his credentials.

Mr. BUTLER submitted the following resolution :

RESOLVED that this Convention now proceed, in Committee of the Whole, to consider the First Article proposed by the Council of Censors for the amendment of the Constitution.

Mr. FIELD, of Brattleboro, moved to amend the resolution by striking out the words “First Article” and inserting, in lieu thereof, the words : *The several articles* ;

And the question being taken on the proposed amendment it was determined in the negative and, thereupon,

The resolution was adopted.

Whereupon,

The Convention went into Committee of the Whole to consider the said First Article of the proposed amendments as follows :—

ARTICLE 1.

Corporations shall not be created, nor their powers increased or diminished, by special laws, except for municipal purposes.

Mr. BINGHAM was called to the chair and after some time spent in Committee of the Whole,

The Committee rose, reported progress, and, on motion of Mr. HARTSHORN, of Guildhall, had leave to sit again at 2 o'clock P. M.

On motion by Mr. OLMSTED,

The Convention adjourned.

2 O'Clock P. M.

Mr. TUPPER submitted the following resolution, which was considered and rejected :—

RESOLVED that the President of this Convention be directed to appoint a stenographic reporter, that its debates be taken and preserved in full.

Mr. MORSE presented the petition of Keziah Park and 101 other ladies, of Windham County, praying for the extension of the right of suffrage to women.

The PRESIDENT announced the nomination of the following Committees, to wit :—

On Debentures of Members.

MESSRS. DILLINGHAM,
CLARK of Lincoln,
CANFIELD,
JUDEVINE,
HOLBROOK of Milton,
BEATTIE,
HAMILTON,
KINNEY,
GRISWOLD,
HYDE of Chelsea,
ROBINSON of Barton,
WOODWARD of Brandon,
LYNDE and
RAYMOND.

On the Final Adjournment of the Convention.

MESSRS. FRANCIS,
PHELPS of Burlington,
SWAIN,
FERRIS and
BRASTOW.

And the question being taken, the said nominations were confirmed by the Convention.

The PRESIDENT announced the appointment of HENRY NUTT as Doorkeeper, EUGENE BURNHAM as Assistant Doorkeeper, G. W. GRANDEY, Jr., and HERBERT S. FOSTER, as Messengers, during the session of the Convention.

The Convention went into Committee of the Whole, Mr. BINGHAM, of Stowe, in the chair ;

And after some time spent therein, the Convention rose and reported Article I. of the proposed amendments with the recommendation that it is inexpedient to adopt said Article.

Whereupon,

The PRESIDENT stated the question to be : Will the Convention adopt the said Article ?

And it was determined in the negative.

Yeas 62,

Nays 167.

The yeas and nays were demanded by Mr. FIELD of Brattleboro, and were as follows :

Those who voted in the affirmative are Messrs.

Aldrich,	Gorham,	Quinlan,
Atwood,	Harmon,	Reed,
Benjamin of W. Windsor	Harrington,	Rice,
Briggs,	Harris of Panton,	Rising,
Brown of Burke,	Hibbard,	Sargent of Corinth,
Brown of Waterville,	Holbrook of Lemington,	Sargent of Jay,
Button,	Holbrook of Milton,	Shattuck,
Cleaveland,	Horrobin,	Slade,
Conant,	Howes,	Smith of East Haven,
Crane,	Jenney,	Stevens,
Curtis,	Judevine,	Stoddard of Westminster,
Davis of Baltimore,	Kennedy,	Storrs,
Davis of Sheffield,	Lynde,	Swain,
Edmunds,	McGaffey,	Waldo,
Ellis,	Morse,	Walker of Peacham,
Everts,	Newell,	Wells,
Field of Brattleboro,	Owen,	Wild,
Fletcher of Cavendish,	Parker of Pownal,	Williams,
Fletcher of Holland,	Patterson,	Wood,
Gaige,	Pearl,	Young.
Gilmore,	Phelps of Fair Haven,	

Those who voted in the negative are Messrs.

Adams,	Francis,	Noble,
Bailey,	Furman,	Olmstead,
Barnes,	Gibson,	Paine,
Barrett, *	Giddings,	Parker of Wolcott,
Bartholomew,	Gillette,	Peake,
Beattie,	Green,	Phelps of Burlington,
Benjamin of Berlin,	Grout,	Pierce,
Bennett,	Griswold,	Porter,
Benton,	Hamilton,	Post,
Bingham of Fletcher,	Harding,	Powers,
Bingham of Stowe,	Harris of Windham,	Putnam,
Bittinger,	Hartshorn of Canaan,	Raymond,
Bottum of Orwell,	Hartshorn of Guildhall,	Ray,
Bottum of Shaftsbury,	Hastings,	Reynolds,
Brastow,	Herrick,	Richardson of Westfield,
Brewster,	Hewitt,	Richardson of Vershire,
Brigham,	Hildreth,	Richmond,
Brooks,	Hinman,	Roberts,
Brown of Plymouth,	Hobart,	Robinson of Barton,
Buel,	Holcomb,	Robinson of Londond'ry
Butler,	Holman,	Ross,
Camp of Elmore,	Holmes,	Russ,
Camp of Newport,	Howard of Irasburgh,	St. John,
Canfield,	Howard of Townshend,	Sampson,
Carlton,	Howe,	Sanborn,
Carpenter,	Hubbard,	Sawyer,
Chase,	Huntoon,	Seymour,
Churchill,	Hyde of Castleton,	Shaw,
Clark of Peru,	Hyde of Chelsea,	Sherman of Dover,
Clark of Poultney,	Hyde of Sudbury,	Sherman of Ludlow,
Clark of Topsham,	Idle,	Sherwood,
Clement,	Jones,	Shoff,
Closson,	Joselyn,	Smith of Tunbridge,
Cobb,	Kellogg,	Smith of Williamstown,
Collburn,	Kelton,	Spaulding,
Collon,	Kent,	Stearns,
Colton,	Kimball of Glover,	Stoddard of Newark,
Cowles,	Kimball of W. Fairlee,	Taylor,
Crandal,	Kingsley of Athens,	Tewksbury,
Damon,	Kingsley of Salem,	Thompson,
Day,	Kinney,	Tisdale,
Dean,	Langdon,	Tupper,
Deavitt,	Lawrence,	Wallbridge,
Dillingham,	Lincoln,	Walker of Whiting,
Drake,	Lyford,	Walton,
Dunton,	McAllister,	Warren,
Dyer,	McLaughlin,	Washburn,
Eaton,	Marsh of Bethel,	Way,
Ewens,	Marsh of Woodstock,	Welch,
Farnsworth,	Mason,	Whitney,
Felton,	Miles,	Willmarth,
Ferris,	Morton,	Wilson,
Field of Guildford,	Munson,	Wiswell,
Field of Jericho,	Nelson,	Woodward,
Fisher,	Nichols of Braintree,	Wright of Bradford,
Foote,	Nichols of Northfield,	Wright of Shoreham

So it was

RESOLVED that the Convention do not adopt the said Article.

Mr. CLEVELAND presented the petitions of Abby Hutchinson and 27 other ladies of Randolph, of Mrs. Dr. O. H. Drew and 11 other ladies of Waterbury, and of A. R. Reed and 104 other ladies of Montpelier, praying for the extension of the right of suffrage to women.

On motion by Mr. BARTHOLOMEW,

Ordered that Articles II., III., IV., V., —, and VI. of the proposed amendments be referred to the Committee of the Whole as follows :—

ARTICLE 2.

SEC. 1. The General Assembly shall meet on the first Wednesday of October, biennially; the first election shall be on the first Tuesday of September, A. D. 1870; and the first session of the General Assembly on the first Wednesday of October, A. D. 1870.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

SEC. 3. The term of office of the Governor, Lieutenant Governor, and Treasurer of the State, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of two years, or until their successors shall be chosen and qualified, or to the adjournment of the session of the Legislature, at which, by the Constitution and laws, their successors are required to be chosen, and not after such adjournment.

SEC. 4. The term of office of Senators and Town Representatives shall be two years, commencing on the first Wednesday of October following their election.

SEC. 5. The term of office of the Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be two years, and shall commence on the first day of December next after their election.

ARTICLE 3.

Whenever the office of Senator or Town Representative shall become vacant from any cause, the Legislature may provide by law for filling such vacancy.

ARTICLE 4.

SEC. 1. The Judges of the Supreme Court shall be appointed by the Governor by and with the advice and consent of the Senate.

SEC. 2. The term of office of the Judges of the Supreme Court shall be six years : provided that, under the first appointment made in pursuance of this section, one-third of the Judges first appointed shall hold their offices for the period of six years ; one-third thereof, second in the order of appointment, shall hold their offices for the period of four years ; and one-third thereof, last in the order of appointment, shall hold their offices for the period of two years.

SEC. 3. The Judges of the Supreme Court shall at stated times receive a reasonable compensation for their services, which shall not be diminished during the terms of their offices.

ARTICLE —

(Proposed for adoption if Article two is adopted and Article four is rejected)

The Judges of the Supreme Court shall be elected biennially, and their term of office shall be two years

ARTICLE 5.

Hereafter, women shall be entitled to vote, and with no other restrictions than the law shall impose on men.

ARTICLE 6.

SEC. 1. At the session of the General Assembly of this State, A. D. 1880, and at the session thereof every tenth year thereafter, the Senate may, by a vote of two-thirds of its members, make proposals of Amendment to the Constitution of the State, which proposals of amendment, if concurred in by a majority of the members of the House of Representatives, shall be entered on the journals of the two Houses and referred to the General Assembly then next to be chosen, and be published in the principal newspapers of the State; and if a majority of the members of the Senate and of the House of Representatives of the next following General Assembly shall, respectively, concur in the same proposals of amendment, or any of them, it shall be the duty of the General Assembly to submit the proposals of amendment so concurred in to a direct vote of the freemen of the State; and such of said proposals of amendment as shall receive a majority of the votes of the freemen voting thereon, shall become a part of the Constitution of this State.

SEC. 2. The General Assembly shall direct the manner of voting by the people upon the proposed amendments, and

enact all such laws as shall be necessary to procure a free and fair vote upon each amendment proposed, and to carry into effect all the provisions of the preceding section.

SEC. 3. The House of Representatives shall have all the powers now possessed by the Council of Censors, to order impeachments, which shall in all cases be by a vote of two-thirds of its members.

SEC. 4. The forty-third section of the second part of the Constitution of this State is hereby abrogated.

Whereupon, on motion by Mr. KELLOGG,

The Convention went into Committee of the Whole, Mr. POWERS in the Chair, to consider said amendments.

And after some time spent therein the Committee rose, reported progress and, on motion by Mr. CARPENTER, had leave to sit again.

On motion by Mr. SLADE,

The Convention adjourned.

FRIDAY, June 10, 1870.

Prayer by the Rev. Mr. HARRIS.

The Convention was called to order and the Journal of yesterday was read and approved

The PRESIDENT announced that Mr. ABBOT ROBINSON, delegate from the town of Pawlet, having presented his credentials in due form, was entitled to a seat in the Convention.

Whereupon Mr. ROBINSON assumed his seat.

Mr. TUPPER presented the petition of Mrs. Hattie M. Clapp, and 31 other ladies of Montgomery, praying for the extension of the right of suffrage to women, and the protest of Mrs.

Mary Gates and 170 other ladies of Montgomery, against the extension of such right.

Mr. GORHAM presented the protest of Mrs. A. M. Goodnow and 90 other ladies of Wilmington, against the extension of the right of suffrage to women.

Mr. CRANE presented the petition of Eva B. Morgan and 47 other ladies of Orleans County, praying for the extension of the right of suffrage to women.

On motion of Mr. KELLOGG, the Convention went into Committee of the whole, Mr. POWERS in the Chair, to resume the consideration of the proposed amendments to the Constitution.

And after some time spent therein, the Committee rose and reported progress, and on motion of Mr. PARKER, of Wolcott, had leave to sit again.

On motion of Mr. DRAKE the Convention adjourned.

FRIDAY, 2 p. m.

Mr. FRANCIS, for the Committee on the subject of the final adjournment of the Convention, submitted the following

REPORT.

To the Constitutional Convention :

The committee appointed to recommend a time for the final adjournment of the Convention respectfully report that they have considered the subject referred to them and recommend the adoption of the following resolution :

RESOLVED,—That the Convention adjourn without day on Monday, June, 13 at 8 o'clock, a. m.

The question being : Shall the resolution be adopted ?

On motion by Mr. SEYMOUR,

Ordered,—That the resolution lie on the table.

The Convention resumed its sitting, in Committee of the Whole, Mr. POWERS in the Chair, to consider the proposed amendments to the Constitution.

After some time spent therein, the Committee rose and reported that action had been taken on Article II of the proposed amendments and that the Committee had adopted the said article.

The PRESIDENT stated the question to be ; Will the Convention adopt the 2d Article of the Amendments to the Constitution proposed by the Council of Censors ?

And it was determined in the affirmative.

Yeas 119.

Nays 114.

The yeas and nays were demanded by Mr. HYDE, of Castleton, and were as follows :—

Those who voted in the affirmative were Messrs.

Aldrich,	Griswold,	Phelps of Fair Haven,
Batchelder,	Harmon,	Pierce,
Bates,	Harrington,	Porter,
Benjamin of W. Windsor	Harris of Panton,	Powers,
Bittinger,	Herrick,	Quinlan,
Brastow,	Hewitt,	Raymond,
Briggs,	Hibbard,	Ray,
Britell,	Hildreth,	Reynolds,
Brooks,	Hobart,	Richardson of Westfield,
Brown of Burke,	Holcomb,	Richmond,
Button,	Horrobin,	Rising,
Camp of Newport,	Houghton,	Roberts,
Canfield,	Howard of Townshend,	Robinson of Londond'ry,
Carpenter,	Howes,	Robinson of Pawlet,
Chase,	Hubbard,	Sampson,
Cheney,	Hyde of Castleton,	Sargent of Corinth,
Clark of Lincoln,	Hyde of Sudbury,	Sargent of Jay,
Clark of Poultney,	Jenney,	Sawyer,
Closson,	Jones,	Shaw,
Colburn,	Joselyn,	Sherman of Ludlow,
Collom,	Judevine,	Sherwood,
Crane,	Keyes,	Slade,
Curtis,	Kennedy,	Stearns,
Davis of Baltimore,	Kent,	Stoddard of Newark,
Davis of Sheffield,	Kimball of Glover,	Swain,
Dunton,	Kingsley of Athens,	Tisdale,
Eaton,	Kingsley of Salem,	Walbridge,
Ellis,	Kimney,	Waldo,
Everts,	Lawrence,	Walker of Peacham,
Ewens,	Lynde,	Walton,
Felton,	McGaffey,	Wells,
Ferris,	Miles,	Whitney,
Field of Jericho,	Morse,	Williams,
Fisher,	Morton,	Wilson,
Fletcher of Cavendish,	Newell,	Wood,
Fletcher of Holland,	Owen,	Woodward,
Furman,	Parker of Pownal,	Wright of Bradford,
Gaige,	Parker of Wolcott,	Wright of Shoreham,
Giddings,	Pearl,	Young,
Gorham,	Phelps of Burlington,	

Those who voted in the negative were Messrs.

Adams,	Farnsworth,	Nichols of Northfield,
Atwood,	Field of Brattleboro,	Noble,
Bailey,	Field of Guilford,	Olmstead,
Barnes,	Foote,	Paine,
Barrett,	Francis,	Patterson,
Bartholomew,	Gibson,	Peake,
Beattie,	Gillette,	Post,
Benjamin of Berlin,	Gilmore,	Putnam,
Bennett,	Green,	Reed,
Benton,	Grout,	Rice,
Bingham of Fletcher,	Hamilton,	Richardson of Vershire,
Bottom of Orwell,	Harding,	Robinson of Barton,
Bottom of Shaftsbury,	Harris of Windham,	Ross,
Brewster,	Hartshorn of Canaan,	Russ,
Brigham,	Hartshorn of Guildhall,	St. John,
Brown of Plymouth,	Hastings,	Sanborn,
Brown of Waterville,	Hinman,	Seymour,
Buel,	Holmes,	Shattuck,
Butler,	Holbrook of Lemington,	Sherman of Dover,
Camp of Elmore,	Howard of Irasburgh,	Shoff,
Carlton,	Howe,	Smith of East Haven,
Churchill,	Huntoon,	Smith of Tunbridge,
Clark of Peru,	Hyde of Chelsea,	Smith of Williamstown,
Clark of Topsham,	Idle,	Spaulding,
Cleveland,	Kellogg,	Stevens,
Clement,	Kelton,	Stoddard of Westster,
Cobb,	Kimball of W. Fairlee,	Taylor,
Colton,	Langdon,	Tewksbury,
Conant,	Lincoln,	Thompson,
Cowles,	Lyford,	Tupper,
Crandal,	McAllister,	Walker of Whiting,
Damon,	McLaughlin,	Warren,
Day,	Marsh of Bethel,	Washburn,
Deam,	Marsh of Woodstock,	Way,
Deavitt,	Mason,	Welch,
Dillingham,	Munson,	Wild,
Dyer,	Nelson,	Willmarth,
Edmunds,	Nichols of Braintree,	Wiswell,

So it was

RESOLVED, —That the Convention adopt Article II. of the proposed amendments, as follows :

ARTICLE 2.

SEC. 1. The General Assembly shall meet on the first Wednesday of October, biennially ; the first election shall be on the first Tuesday of September, A. D. 1870 ; and the first session of the General Assembly on the first Wednesday of October, A. D. 1870.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

SEC. 3. The term of office of the Governor, Lieutenant Governor, and Treasurer of the State, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of two years, or until their successors shall be chosen and qualified, or to the adjournment of the session of the Legislature, at which, by the Constitution and laws, their successors are required to be chosen, and not after such adjournment.

SEC. 4. The term of office of Senators and Town Representatives shall be two years, commencing on the first Wednesday of October following their election.

SEC. 5. The term of office of the Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be two years, and shall commence on the first day of December next after their election.

Mr. WALTON moved that the vote adopting said amendment be reconsidered.

Whereupon Mr. SAWYER raised the point of order that it was not competent for Mr. Walton, he having voted with the minority, to make the motion to reconsider.

But it appearing by the record that Mr. WALTON voted with the majority,

The PRESIDENT decided that the point of order was not well taken.

The question recurring, Shall the vote adopting the said amendment be reconsidered ?

Mr. SLADE demanded the yeas and nays thereon.

On motion of Mr. WALTON, the motion to reconsider was

Ordered, to lie on the table.

Mr. DYER, of Salisbury moved that the Convention adjourn.

Upon this question Mr. SLADE demanded the yeas and nays ;

The motion to adjourn having been withdrawn,

Mr. POWERS, the Chairman of the Committee of the Whole, made further report that the Committee had had under consideration Articles III., IV., V., — and VI. of the proposed amendments had made progress therein, and asked leave to sit again.

And the leave was granted.

Mr. SLADE moved that the Convention do now take a recess until half-past 7 o'clock, for the purpose of resuming the consideration of the remaining articles of the proposed amendments.

This motion having been temporarily withdrawn.

Mr. PHELPS, of Burlington, called up the resolution, on the table fixing a time for the final adjournment of the Convention, and the question being taken, the resolution was adopted as follows :—

RESOLVED,—That this Convention adjourn, without day, on Monday, June 13, at 8 o'clock, a. m.

Mr. BARTHOLEMEW presented the petition of Ina M.

Bridgman and 96 other ladies from the town of Hardwick, praying for the extension of the right of suffrage to women.

Mr. RICHARDSON, of Vershire, presented the petition of Mrs. P. C. Alger and 13 others from the towns of Richmond and Williston, praying for the extension of the right of suffrage to women.

Mr. CLEVELAND presented the petition of Mrs. Lucia D. Buck and 34 other ladies, from the town of Barre, praying for the extension of the right of suffrage to women.

Mr. SLADE renewed his motion for a recess of the Convention, and it was

Ordered—That the Convention do now take a recess until half-past 7 o'clock p. m., for the purpose of then resuming the consideration of the remaining Articles of the proposed amendments.

Half-past 7 o'clock p. m.

The Convention assembled and resumed its sitting in Committee of the Whole, Mr. POWERS in the chair, and

After some time spent therein, the Committee rose and reported that, in the judgment of the Committee, it is inexpedient to adopt Articles III., IV. and V. of the proposed amendments to the Constitution, that the Committee had had under consideration Articles — and VI. of the said proposed amendments and asked leave to sit again.

On motion by Mr. KELLOGG,

Ordered,—That the question on the adoption of Articles III., IV. and V. lie on the table and that the Committee have leave to sit again.

On motion by Mr. CARPENTER,

The Convention adjourned.

SATURDAY, June 11, 1870.

Prayer by the Rev. Mr. WRIGHT.

The journal of yesterday was read, corrected and approved.

Mr. FLETCHER, of Cavendish, submitted the following resolution :—

RESOLVED,—That this Convention have learned with deep sympathy and sorrow of the sad injury and continued illness of the Honorable WILLIAMS ROUNDS, a delegate elect to this Convention. He will still have our fervent wishes and prayers for his restoration and continued usefulness.

On motion of Mr. ROBINSON, of Barton,

Ordered,—That said resolution be committed to the delegates from Cavendish and Rockingham (Messrs. FLETCHER and SWAIN) with instructions to amend the same by adding thereto the words : *and in view that the accident which detains the said Delegate from his seat occurred while he was on his way to this Convention, the Committee on Debentures is instructed to make up and pay his debenture for travel and attendance the same as he would be entitled to if in attendance upon the sittings of the Convention.*

Mr. SLADE submitted the following resolutions, which were considered and adopted :

RESOLVED,—That the Secretary procure to be printed 1500 copies of the Journal of this Convention, and of the copies so printed, there shall be distributed as follows: To the Librarian, for the State Library, 50 copies; to the Secretary of State, 5 copies; to the Secretary of the Senate, 5 copies; to the Clerk of the House, 5 copies; to each of the following officers and institutions, one copy :—The Governor, Lieutenant Governor, Treasurer, Secretary of Civil and Military Affairs, Auditor of Account, Auditor in the Treasury Department, the Judges, Clerks and Registers of the Supreme, County and Probate Courts, the Senators and Representatives in Congress from this State, the Members of this Convention and of the last Council of Censors, all Sheriffs, State's Attorneys, Town Clerks and First Constables, The University of Vermont, Middlebury College, Norwich University, the Vermont Historical and Antiquarian Society, all incorporated Academies in the State, and one copy to each newspaper in the State; and that the residue of such copies be deposited in the office of the Secretary of State, to be kept for distribution, as the General Assembly may direct.

RESOLVED,—That the Committee on Debentures allow and pay to the Secretary fifty dollars, in compensation for the services required, by order of the Convention, in procuring to be printed, and in distributing, the Journal of this Convention.

The Convention proceeded to consider Article III of the proposed Amendments to the Constitution as follows :—

ARTICLE 3.

Whenever the office of Senator or Town Representative shall become vacant from any cause, the Legislature may provide by law for filling such vacancy.

The question being : Will the Convention adopt the said Article ?

It was determined in the negative.

Yeas 47.

Nays 188.

The yeas and nays were demanded by Mr. HARTSHORN, of Guildhall, and were as follows :

Those who voted in the affirmative were Messrs.

Benton,	Hamilton,	Powers,
Bingham of Stowe,	Harmon,	Quinlan,
Britell,	Harris of Panton,	Raymond,
Brown of Burke,	Hartshorn of Guildhall,	Reed,
Carpenter,	Hyde of Castleton,	Roberts,
Cheney,	Judevine,	Sampson,
Crane,	Kellogg,	Seymour,
Curtis,	Lynde,	Stevens,
Davis of Baltimore,	McGaffey,	Swain,
Davis of Sheffield,	Marsh of Woodstock,	Walbridge,
Dunton,	Morse,	Wells,
Ellis,	Nichols of Northfield,	Williams,
Field of Brattleboro,	Owen,	Wood,
Fletcher of Cavendish,	Parker of Pownal,	Woodward,
Fletcher of Holland,	Parker of Wolcott,	Young.
Green,	Porter,	

Those who voted in the negative were Messrs.

Adams,	Foote,	Noble.
Aldrich,	Francis,	Olmsted,
Atwood,	Furman,	Paine,
Bailey,	Gaige,	Patterson,
Barnes,	Gibson,	Peake,
Burrett,	Giddings,	Pearl,
Bartholomew,	Gillette,	Phelps of Burlington,
Batchelder,	Gilmore,	Puels of Fair Haven,
Bates,	Gorham,	Pierce,
Beattie,	Grout.	Post,
Benjamin of Berlin,	Griswold,	Putnam,
Benjamin of W. Windsor,	Harding,	Ray,
Bennett,	Harrington,	Reynolds,
Bingham of Fletcher,	Harris of Windham,	Rice,
Bittinger,	Hartshorn of Canaan,	Richardson of Westfield,
Bottum of Orwell,	Hastings,	Richardson of Vershire,
Bottum of Shaftsbury,	Herrick,	Richmond,
Brastow,	Hewitt,	Rising,

(NAYS CONTINUED.)

Brewster,	Hibbard,	Robinson of Barton,
Briggs,	Hildreth,	Robinson of Londond'ry
Brigham,	Hinman,	Robinson of Pawlet,
Brooks,	Hobart,	Ross,
Brown of Plymouth,	Holbrook of Lemington,	Kuss,
Brown of Waterville,	Holbrook of Milton,	St. John,
Buel,	Holecomb,	Sanborn,
Butler,	Holman,	Sargent of Corinth,
Button,	Holmes,	Sargent of Jay,
Camp of Elmore,	Horrobin,	Sawyer,
Camp of Newport,	Houghton,	Shattuck,
Cannell,	Howard of Irasburgh,	Shaw,
Carlton,	Howard of Townshend,	Sherman of Dover,
Chase,	Howe,	Sherman of Ludlow,
Churchill,	Howes,	Sherwood,
Clark of Lincoln,	Hubbard,	Shoff,
Clark of Peru,	Huntoon,	Slade,
Clark of Poultney,	Hyde of Chelsea,	Smith of East Haven,
Clark of Topsham,	Hyde of Sudbury,	Smith of Tunbridge,
Cleveland,	Ide,	Smith of Williamstown,
Clement,	Jenney,	Spaulding,
Closson,	Jones,	Stearns,
Cobb,	Joselyn,	Stoddard of Newark,
Colburn,	Keyes,	Stoddard of Westminster
Collom,	Keiton,	Storrs,
Colton,	Kennedy,	Taylor,
Conant,	Kent,	Tewksbury,
Cowles,	Kimball of Glover,	Thompson,
Crandal,	Kimball of W. Fairlee,	Tisdale,
Damon,	Kingsley of Athens,	Tupper,
Day,	Kingsley of Salem,	Waldo,
Dean,	Kinney,	Walker of Peacham,
Deavitt,	Langdon,	Walker of Whiting,
Dillingham,	Lawrence,	Walton,
Drake,	Lincoln,	Warren,
Dyer,	Lyford,	Washburn,
Eaton,	McAlister,	Way,
Edmunds,	McLaughlin,	Welch,
Everts,	Marsh of Bethel,	Whitney,
Ewens,	Mason,	Wild,
Farnsworth,	Miles,	Willmarth,
Feiton,	Morton,	Wilson,
Ferris,	Munson,	Wiswell,
Field of Guildford,	Nelson,	Wright of Bradford,
Field of Jericho,	Nelson,	Wright of Shoreham
Fisher,	Newell of Braintree,	

So Article III of the said proposed amendments was rejected.

The Convention proceeded to consider Article IV of the said proposed amendments as follows:—

ARTICLE 4.

SEC. 1. The Judges of the Supreme Court shall be appointed by the Governor by and with the advice and consent of the Senate.

SEC. 2. The term of office of the Judges of the Supreme Court shall be six years: provided that, under the first appointment made in pursuance of this section, one-third of the Judges first appointed shall hold their offices for the period of six years; one-third thereof, second in the order of appointment, shall hold their offices for the period of four years: and one-third thereof, last in the order of appointment, shall hold their offices for the period of two years.

SEC. 3. The Judges of the Supreme Court shall at stated times receive a reasonable compensation for their services, which shall not be diminished during the terms of their offices.

And the question being:—Will the Convention adopt the said Article?

It was determined in the negative.

Yeas 2.

Nays 231.

The yeas and nays were demanded by Mr. CHURCHILL, and were as follows:—

Those who voted in the affirmative were Messrs.

Benton,

Robinson of Pawlet.

Those who voted in the negative are Messrs.

Adams,	Furman,	Parker of Pownal,
Aldrich,	Gaige,	Parker of Wolcott,
Atwood,	Gibson,	Patterson,
Bailey,	Giddings,	Peake,
Barnes,	Gillette,	Pearl,
Barrett,	Gilmore,	Phelps of Burlington,
Bartholemew,	Gorham,	Phelps of Fair Haven,
Batchelder,	Green,	Pierce,
Bates,	Groat,	Porter,
Beattie,	Griswold,	Post,
Benjamin of Berlin,	Hamilton,	Powers,
Benjamin of W. Windsor,	Harding,	Putnam,
Bennett,	Harmon,	Quinlan,
Birgum of Fletcher,	Harrington,	Raymond,
Bingham of Stowe,	Harris of Panton,	Ray,
Bittinger,	Harris of Windham,	Reed,
Bostum of Orwell,	Hartshorn of Canaan,	Reynolds,
Bottum of Shattsbury,	Hartshorn of Guildhall,	Rice,
Brastow,	Hastings,	Richardson of Westfield,
Brewster,	Herrick,	Richardson of Vershire,
Briggs,	Hewitt,	Richmond,
Brigman,	Hubbard,	Rising,
Britell,	Hildeth,	Roberts,
Brown of Burke,	Hinman,	Robinson of Barton,
Brown of Plymouth,	Hobart,	Robinson of Londond'ry
Brown of Waterville,	Holbrook of Lemington	Ross,
Brooks,	Holbrook of Milton,	Russ,
Buel,	Holcomb,	St. John,
Butler,	Holmes,	Sampson,
Button,	Horrobin,	Saiborn,
Camp of Elmore,	Houghton,	Sargent of Corinth,
Camp of Newport,	Howard of Irasburgh	Sargent of Jay,
Cannell,	Howard of Townshend,	Sawyer,
Carlton,	Howe,	Seymour,
Carpenter,	Howes,	Shattuck,
Chase,	Hubbard,	Shaw,
Cheney,	Huntton	Sherman of Dover,
Caurenill,	Hyde of Castleton,	Sherman of Ludlow,
Clark of Lincoln,	Hyde of Sudbury,	Sherwood,
Clark of Peru,	Ite	Shoff,
Clark of Topsham,	Jemey,	Shude,
Cleaveland,	Jones,	Smith of East Haven,
Clement,	Joselyn,	Smith of Tunbridge,
Closson,	Judevine,	Smith of Williamstown,
Cobb,	Keyes,	Spaulding,
Colburn,	Kellogg	Steams,
Colton,	Kelton	Stevens,
Conant,	Kennedy,	Stoddard of Newark,
Cowles,	Kent,	Stoddard of West'ier,
Crandal,	Kimball of Glover,	Storrs,
Crane,	Kimball of W. Fairlee	Swain,
Curtis,	Kingsley of Athens,	Taylor,
Damon,	Kingsley of Salem,	Tewkesbury,
Davis of Baltimore,	Kinney,	Thompson,
Davis of Sheffield,	Langdon,	Tisdale,
Day,	Lawrence,	Tupper,
Dean,	Lincoln,	Watbridge,

Deavitt,	Lyford,	Waldo,
Dillingham,	Lynde,	Walker of Peacham,
Drake,	McAllister,	Walker of Whiting,
Dunton,	McGaffey,	Walton,
Dyer,	McLaughlin,	Warren,
Eaton,	Marsh of Bethel,	Washburn,
Edmunds,	Marsh of Woodstock,	Way,
Ellis,	Mason,	Welch,
Everts,	Miles,	Wells,
Ewens,	Morse,	Whitney,
Farnsworth,	Morton,	Wild,
Felton,	Munson,	Williams,
Ferris,	Nelson,	Willmarth,
Field of Guilford,	Newell,	Wilson,
Field of Jericho,	Nichols of Braintree,	Wiswell,
Fisher,	Nichols of Northfield,	Wood
Fletcher of Cavendish,	Noble,	Woodward,
Fletcher of Holland,	Olmsted,	Wright of Bradford,
Foote,	Owen,	Wright of Shoreham,
Francis,	Paine,	Young.

So Article IV of the said proposed amendments was rejected.

The Convention proceeded to consider Article V of the said proposed amendments, as follows:—

ARTICLE 5.

Hereafter, women shall be entitled to vote, and with no other restrictions than the law shall impose on men.

The question being Will the Convention adopt the said Article ?

It was determined in the negative :

Yeas 1.

Nays 233.

The Delegate who voted in the affirmative is

Mr. Howes.

Those who voted in the negative were Messrs.

Adams,	Foote,	Parker of Wolcott,
Aldrich,	Francis,	Patterson,
Atwood,	Furman,	Peake,
Bailey,	Gaige,	Pearl,
Barnes,	Gibson,	Phelps of Burlington,
Barrett,	Giddings,	Phelps of Fair Haven,
Bartholomew,	Gillette,	Pierce,
Batchelder,	Gilmore,	Porter,
Bates,	Gorham,	Post,
Beattie,	Green,	Powers,
Benjamin of Berlin,	Grout,	Putnam,
Benjamin of W. Windsor,	Griswold,	Quinlan,
Bennett,	Hamilton,	Raymond,
Benton,	Harding,	Ray,
Bingham of Fletcher,	Harmon,	Reed,
Bingham of Stowe,	Harrington,	Reynolds,
Bittinger,	Harris of Pantou,	Rice,
Bottom of Orwell,	Harris of Windham,	Richardson of Westfield,
Bottom of Shaftsbury,	Hartshorn of Canaan,	Richardson of Vershire,
Brastow,	Hartshorn of Guildhall,	Richmond,
Brewster,	Hastings,	Rising,
Briggs,	Herrick,	Roberts,
Brigham,	Hewitt,	Robinson of Barton,
Britell,	Hibbard,	Robinson of Londond'ry
Brown of Burke,	Hildreth,	Robinson of Pawlet,
Brown of Plymouth,	Hinman,	Ross,
Brown of Waterville,	Hobart,	Russ,
Brooks,	Holbrook of Lemington,	St. John,
Buel,	Holbrook of Milton,	Sampson,
Butler,	Holcomb,	Sanborn,
Button,	Holmes,	Sargent of Corinth,
Camp of Elmore,	Horrobin,	Sargent of Jay,
Camp of Newport,	Houghton,	Sawyer,
Canfield,	Howard of Irasburgh,	Seymour,

(NAYS CONTINUED.)

Carlton,	Howard of Townshend,	Shattuck,
Carpenter,	Howe,	Shaw,
Chase,	Hubbard,	Sherman of Dover,
Cheney,	Huntoon,	Sherman of Ludlow,
Churchill,	Hyde of Castleton,	Sherwood,
Clark of Lincoln,	Hyde of Chelsea,	Shoff,
Clark of Peru,	Hyde of Sudbury,	Slade,
Clark of Topsham,	Ida,	Smith of East Haven,
Cleveland,	Jenney,	Smith of Tunbridge,
Clement,	Jones,	Smith of Williamstown,
Closson,	Joselyn,	Spaulding,
Cobb,	Judevine,	Stearns,
Colburn,	Keyes,	Stevens,
Collom,	Kellogg,	Stoddard of Newark,
Colton,	Kelton,	Stoddard of Westminster,
Conant,	Kimball of Glover,	Storrs,
Cowles,	Kimball of W. Fairlee,	Swain,
Crandal,	Kingsley of Athens,	Taylor,
Crane,	Kingsley of Salem,	Tewksbury,
Curtis,	Kinney,	Thompson,
Damon,	Langdon,	Tisdale,
Davis of Baltimore,	Lawrence,	Tupper,
Davis of Sheffield,	Lincoln,	Walbridge,
Day,	Lyford,	Waldo,
Dean,	Lynde,	Walker of Peacham,
Deavitt,	McAllister,	Walker of Whiting,
Dillingham,	McGaffey,	Walton,
Drake,	McLaughlin,	Warren,
Dunton,	Marsh of Bethel,	Washburn,
Dyer,	Marsh of Woodstock,	Way,
Eaton,	Mason,	Welch,
Edmunds,	Miles,	Wells,
Ellis,	Morse,	Whitney,
Everts,	Morton,	Wild,
Ewens,	Munson,	Williams,
Farnsworth,	Nelson,	Willmarth,
Felton,	Newell,	Wilson,
Ferris,	Nichols of Braintree,	Wiswell,
Field of Brattleboro,	Nichols of Northfield,	Wood,
Field of Guildford,	Noble,	Woodward,
Field of Jericho,	Olmstead,	Wright of Bradford,
Fisher,	Owen,	Wright of Shoreham
Fletcher of Cavendish,	Paine,	Young,
Fletcher of Holland,	Parker of Pownal,	

So Article V of said proposed amendments was rejected.

Mr. WALTON called up his motion, on the table, to reconsider the vote adopting Article II of the proposed Amendments to the Constitution.

And the question being Will the Convention reconsider the said vote?

It was determined in the affirmative.

Yeas 118.

Nays 116.

The yeas and nays having been demanded by Mr. SLADE, were as follows :—

Those who voted in the affirmative were Messrs.

Adams,	Field of Guilford,	Ohmstead,
Atwood,	Footc,	Paine,
Bailey,	Francis,	Patterson,
Barnes,	Gibson,	Peake,
Barrett,	Gillette,	Porter,
Bartholomew,	Gilmore,	Post,
Beattie,	Green,	Putnam,
Benjamin of Berlin,	Grout,	Ray,
Bennett,	Hamilton,	Reed,
Benton,	Harding,	Rice,
Bingham of Fletcher,	Harris of Windham,	Richardson of Vershire,
Bottum of Orwell,	Hartshorn of Canaan,	Robinson of Barton,
Bottum of Shattsbury,	Hartshorn of Guildhall,	Ross,
Brewster,	Hastings,	Russ,
Brigham,	Hinman,	Sanborn,
Brown of Plymouth,	Holbrook of Lemington	Sargent of Corinth,
Brown of Waterville,	Holecomb,	Seymour,
Buel,	Holmes,	Shattuck,
Butler,	Howard of Irasburgh	Sherman of Dover,
Camp of Elmore,	Howe	Sholf,
Carlton,	Huntton	Smith of East Haven,
Churchill,	Hyde of Chelsea,	Smith of Tunbridge,
Clark of Peru,	Idc	Smith of Williamstown,
Clark of Topsham,	Kellogg	Spaulding,
Cleveland,	Kelton	Stevens,
Cobb,	Kimball of W. Fairlee	Stoddard of West'ster,
Colton,	Langdon,	Taylor,
Conant,	Lincoln,	Tewksbury,
Cowles,	Lyford,	Thompson,
Crandal,	McAllister,	Tupper,
Damon,	McLaughlin,	Walker of Whiting,
Day,	Marsh of Bethel,	Walton,
Dean,	Marsh of Woodstock,	Warren,
Deavitt,	Mason,	Washburn,
Dillingham,	Munson,	Way,
Drake,	Nelson,	Welch,
Dyer,	Nichols of Braintree,	Wild,
Edmunds,	Nichols of Northfield,	Willmarth,
Farnsworth,	Noble,	Wiswell,
Field of Brattleboro.		

Those who voted in the negative were Messrs.

Aldrich,	Giddings,	Pearl,
Batchelder,	Gorham,	Phelps of Burlington,
Bates,	Griswold,	Phelps of Fair Haven,
Benjamin of W. Windsor,	Harmon,	Pierce,
Bingham of Stowe,	Harrington,	Powers,
Bittinger,	Harris of Panton,	Quinlan,
Brastow,	Herrick,	Raymond,
Briggs,	Hewitt,	Reynolds,
Britell,	Hibbard,	Richardson of Westfield,
Brown of Burke,	Hildreth,	Richmond,
Brooks,	Holbrook of Milton,	Rising,
Button,	Horrobin,	Roberts,
Camp of Newport,	Houghton,	Robinson of Londond'ry,
Canfield,	Howard of Townshend,	Robinson of Pawlet,
Carpelter,	Howes,	Sampson,
Chase,	Hubbard,	Sargent of Jay,
Cheney,	Hyde of Castleton,	Sawyer,
Clark of Lincoln,	Hyde of Sudbury,	Shaw,
Clark of Poultney,	Jemey,	Saerman of Ludlow,
Clement,	Jones,	Saerwood,
Closson,	Joselyn,	Slade,
Colburn,	Judevine,	Stearns,
Collom,	Keyes,	Stoddard of Newark,
Crane,	Kennedy,	Stors,
Curtis,	Kent,	Swain,
Davis of Baltimore,	Kimball of Glover,	Tisdale,
Davis of Sheffield,	Kingsley of Athens,	Walbridge,
Dunton,	Kingsley of Salem,	Waldo,
Eaton,	Kinney,	Walker of Peacham,
Ellis,	Lawrence,	Wells,
Everts,	Lynde,	Whitney,
Ewens,	McGaffey,	Williams,
Ferris,	Miles,	Wilson,
Field of Jericho,	Morse,	Wood,
Fisher,	Morton,	Woodward,
Fletcher of Cavendish,	Newell,	Wrigat of Bradford,
Fletcher of Holland,	Owen,	Wright of Shoreham,
Furman,	Parker of Pownal,	Young.
Gaige,	Parker of Wolcott,	

So it was

Ordered, That said vote be reconsidered.

On motion of Mr. HEWITT, That the Convention adjourn.

It was determined in the negative.

And after further debate,

On motion by Mr. SLADE, the Convention adjourned

2 O'CLOCK, P. M.

Mr. FLETCHER, of Cavendish, for himself and the delegate from Rockingham. Mr. SWAIN, to whom was recommitted the resolution relating to William Rounds, a delegate elect, with instructions to amend the same, reported the said resolution amended agreeably to the instructions ;

And the question being taken,

The resolution was adopted, as follows :—

RESOLVED,—That this Convention have learned with deep sympathy and sorrow of the serious injury and continued illness of the Honorable WILLIAM ROUNDS, a delegate elect to this Convention. He will still have our fervent wishes and prayers for his restoration and continued usefulness; and in view that the accident which detains the said delegate from his seat occurred while he was on his way to this Convention, the Committee on Debentures is instructed to make up and pay his debenture for travel and attendance the same as he would be entitled to if in attendance upon the sittings of the Convention.

On motion of Mr. PHELPS, of Burlington,

Ordered, That the vote on the resolution that the Convention adjourn, without day, on Monday, 13th inst., be reconsidered, and that said resolution lie on the table.

Mr. SLADE moved that when the Convention adjourn this day, it adjourn to meet on Tuesday morning next, at half-past ten o'clock.

Mr. HYDE, of Castleton, moved to amend by striking out the words "Tuesday morning next, at half-past ten," and inserting, in lieu thereof, the words *Thursday morning, the 23d inst. at 10.*

Mr. SLADE accepted the proposed amendment.

Mr. OLMSTED moved to amend by striking out the words "Thursday morning next, at 10 o'clock," and inserting, in lieu thereof, the words *Monday next, at half-past seven o'clock.*

After debate, and on motion of Mr. HARTSHORN, of Canaan,

Ordered, That said motion be dismissed.

Mr. WALTON called up Article II of the proposed amendments to the Constitution, and

On the question, Will the Convention adopt said Article? he demanded the previous question.

The demand for the previous question having been seconded, it was

Ordered, That the main question be now put.

The question being, Will the Convention adopt Article II of the said proposed amendments?

It was determined in the affirmative,

Yeas 118.

Nays 115.

The yeas and nays were demanded by Mr. SMITH, of Tanbridge, and were as follows:

Those who voted in the affirmative were Messrs.

Aldrich,	Gorham,	Phelps of Burlington,
Batchelder,	Griswold,	Phelps of Fair Haven,
Bates,	Harmon,	Pierce,
Benjamin of W. Windsor,	Harrington,	Porter,
Bingham of Stowe,	Harris of Panton,	Powers,
Bittinger,	Herrick,	Quinlan,
Brastow,	Hewitt,	Raymond,
Briggs,	Hibbard,	Ray,
Britell,	Hildreth,	Reynolds,
Brown of Burke,	Holbrook of Milton,	Richardson of Westfield,
Brooks,	Holcomb,	Richmond,
Button,	Horrobin,	Rising,
Camp of Newport,	Houghton,	Roberts,
Canfield,	Howard of Townshend,	Robinson of Londondry,
Carpenter,	Howes,	Sampson,
Chase,	Hyde of Castleton,	Sargent of Corinth,
Cheney,	Hyde of Sudbury,	Sargent of Jay,
Clark of Lincoln,	Jemey,	Sawyer,
Clark of Poultney,	Jones,	Shaw,
Closson,	Joselyn,	Sherman of Ludlow,
Colburn,	Judevine,	Sherwood,
Collom,	Keyes,	Slade,
Crane,	Kennedy,	Stearns,
Curtis,	Kent,	Stoddard of Newark,
Davis of Baltimore,	Kimball of Glover,	Storrs,
Davis of Sheffield,	Kingsley of Athens,	Swain,
Dunton,	Kingsley of Salem,	Tisdale,
Eaton,	Kimney,	Wallbridge,
Ellis,	Lawrence,	Waldo,
Everts,	Lynde,	Walker of Peacham,

Ewens,	McGaffey,	Wells,
Eelton,	Miles,	Whitney,
Ferris,	Morse,	Williams,
Field of Jericho,	Morton,	Wilson,
Fisher,	Newell,	Wood,
Fletcher of Cavendish,	Owen,	Woodward,
Fletcher of Holland,	Parker of Pownal,	Wright of Bradford,
Farman,	Parker of Wolcott,	Wright of Shoreham,
Gaige,	Pearl,	Young.
Giddings,		

Those who voted in the negative are Messrs.

Adams,	Field of Brattleboro,	Noble,
Atwood,	Field of Guilford,	Ohlsted,
Bailey,	Footc,	Paine,
Barnes,	Francis,	Patterson,
Barrett,	Gibson,	Peake,
Bartholomew,	Gillette,	Post,
Beattie,	Gilmore,	Putnam,
Benjamin of Berlin,	Green,	Reed,
Bennett,	Grout,	Rice,
Benton,	Hamilton,	Richardson of Vershire,
Bingham of Fletcher,	Harding,	Robinson or Barton,
Bottom of Orwell,	Harris of Windham,	Robinson of Pawlet,
Bottom of Shaftsbury,	Hartshorn of Canaan,	Ross,
Brewster,	Hartshorn of Guildhall,	Russ,
Brigham,	Hastings,	St. John,
Brown of Plymouth,	Hinman,	Saunborn,
Brown of Waterville,	Holbrook of Lemington	Seymour,
Buel,	Holmes,	Shattuck,
Butler,	Howard of Frasburgh	Sherman of Dover,
Camp of Elmore,	Howe	Shoff,
Carlton,	Huntton	Smith of East Haven,
Churchill,	Hyde of Chelsea,	Smith of Tunbridge,
Clark of Peru,	Idc	Smith of Williamstown,
Clark of Topsham,	Kellogg	Spaulding,
Cleveland,	Kelton	Stevens,
Clement,	Kimball of W. Fairlee	Stoddard of Westster,
Cobb,	Langdon,	Tewksbury,
Colton,	Lincoln,	Thompson,
Conant,	Lyford,	Tupper,
Cowles,	McAllister,	Walker of Whiting,
Crandal,	McLaughlin,	Walton,
Damon,	Marsh of Bethel,	Warren,
Day,	Marsh of Woodstock,	Washburn,
Dean,	Mason,	Way,
Deavitt,	Munson,	Weich,
Dillingham,	Nelson,	Wild,
Dyer,	Nichols of Braintree,	Willmarth,
Edmunds,	Nichols of Northfield,	Wiswell.
Farnsworth,		

So said Article II of the proposed amendments to the Constitution was adopted, as follows :

ARTICLE 2.

SEC. 1. The General Assembly shall meet on the first Wednesday of October, biennially ; the first election shall be on the first Tuesday of September, A. D. 1870 ; and the first session of the General Assembly on the first Wednesday of October, A. D. 1870.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

SEC. 3. The term of office of the Governor, Lieutenant Governor, and Treasurer of the State, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of two years, or until their successors shall be chosen and qualified, or to the adjournment of the session of the Legislature, at which, by the Constitution and laws, their successors are required to be chosen, and not after such adjournment.

SEC. 4. The term of office of Senators and Town Representatives shall be two years, commencing on the first Wednesday of October following their election.

SEC. 5. The term of office of the Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be two years, and shall commence on the first day of December next after their election.

On motion by Mr. HYDE, of Castleton,

Ordered, That Mr. JAS. K. HYDE, the Delegate from the town of Sudbury, have leave of absence from attendance on the Convention from and after this day.

On motion by Mr. SLADE,

The Convention adjourned.

MONDAY, June 13, 1870, A. M.

Prayer by Rev. Dr. LORD.

Mr. FLETCHER, of Cavendish, moved that the Convention take a recess until 10 o'clock, a. m.

Pending this motion,

On motion by Mr. ROBINSON, of Barton, it was

Ordered, That the reading of the Journal of Saturday be postponed till 10 o'clock a. m.

Whereupon, Mr. FLETCHER, of Cavendish, withdrew his motion that the Convention take a recess.

Mr. FRANCIS called up the resolution, on the table, fixing a day for the final adjournment of the Convention, and moved to amend the same by striking out the words "Monday, June 13th," and inserting, in lieu thereof, the words, *Tuesday, June 14th*, and

Or motion by Mr. HARTSHORN, of Canaan, the resolution was again ordered to lie on the table.

Mr. PARKER, of Wolcott, submitted the following resolution :—

RESOLVED,—That the thanks of this Convention be tendered to the Honorable GEORGE NICHOLS, for the able and impartial manner in which he has performed the duties of presiding officer of this Convention.

The question, Will the Convention adopt the resolution? being stated by the Secretary,

It was determined, unanimously, in the affirmative.

The hour of 10 o'clock, a. m., having arrived, the President, in pursuance of the order of the Convention, directed the reading of the Journal.

And the Journal of Saturday was read and approved.

On motion by Mr. HINMAN, the Convention resolved itself into Committee of the Whole, Mr. HYDE, of Castleton, in the Chair, to consider the remaining Articles of the proposed amendments to the Constitution, and

After some time spent therein, the Committee rose and reported progress, and asked leave to sit again ;

And the leave was granted.

On motion by Mr. OLMSTEAD,

The Convention adjourned.

2 O'CLOCK, P. M.

Mr. OLMSTED called up the resolution, on the table, fixing the day for the final adjournment of the Convention.

The question being on the agreeing to the amendment proposed by Mr. FRANCIS,

Mr. HAMILTON moved to amend the proposed amendment by inserting the words *Wednesday, June 15th*, in lieu of the words : "Tuesday, June 14."

Mr. BINGHAM, of Stowe, moved to lay the resolution on the table ;

Whereupon, by unanimous consent, Mr. OLMSTED withdrew his motion to take up said resolution.

Mr. KELLOGG submitted the following resolution, which was considered and adopted :—

RESOLVED,—That a Committee of Three be appointed to prepare and report the form and manner of authenticating the evidence of the adoption, by the Convention, of the several Articles of amendment to the Constitution which have been, or may be, adopted by the Convention.

The Convention resolved itself into the Committee of the Whole to consider the remaining Articles of proposed amendment to the Constitution.

Mr. HYDE, of Castleton, resumed the Chair.

After some time, the Committee rose, reported progress, and asked leave to sit again.

The leave asked was granted.

Mr. BINGHAM, of Stowe, called up the resolution, on

the table, fixing the day for the final adjournment of the Convention, and moved to amend the resolution by striking out the words, "Monday, June 13th," and inserting, in lieu thereof, the words, *Wednesday, June 15th*.

And it was so ordered, and the resolution, as amended, was adopted as follows :—

RESOLVED,—That the Convention adjourn, without day, on Wednesday, June 15th, at 8 o'clock a.m.

The Convention, on motion by Mr. DILLINGHAM, resolved itself into the Committee of the Whole and Mr. HYDE, of Castleton, resumed the chair.

After some time, the Committee rose, reported progress, and asked leave to sit again.

And the leave was granted.

On motion by Mr. SLADE,

Ordered,—That when the Convention adjourns it adjourn till half-past 7 p.m.

The PRESIDENT announced the appointment of Mr. KELLOGG, Mr. PHELPS and Mr. WALTON as the Committee to prepare and report the form and manner of authenticating the evidence of the adoption of the several articles of amendment which have been, or may be, adopted by the Convention.

On motion by Mr. DRAKE,
The Convention adjourned.

HALF-PAST 7 P.M.

Mr. KELLOGG, for the Committee appointed to prepare and report the form and manner of authenticating the evidence of the adoption of the several articles of amendment which have

been, or may be, adopted by the Convention, submitted the following

REPORT.

To the Convention now in session :

The Committee appointed to prepare and report the form and manner of authenticating the evidence of the adoption by the Convention of the several articles of amendment to the Constitution of this State which have been, or may be, adopted by this Convention, respectfully report the form of an ordinance, hereunto annexed, and recommend the adoption of the said form and the passage of the accompanying resolution.

L. C. KELLOGG,

for the Committee.

The following are the Form and Resolution reported by the Committee :—

FORM.

STATE OF VERMONT, S.S.

In Convention of the people of this State, begun and held at Montpelier on the second Wednesday, being the 8th day of June, A.D. 1870, pursuant to an ordinance of the Council of Censors, bearing date on the 22nd day of October, A.D. 1869 :—

This Convention having had under consideration the articles of amendment to the Constitution of this State proposed by the Council of Censors and referred to in the said ordinance, and having duly deliberated on the same, have agreed and resolved, and do hereby agree, ordain and resolve, that the article numbered II. and the articles numbered —— and — of the said articles of amendment so proposed as aforesaid be, and the same are, hereby adopted as a part of the Constitution of this State; which said articles so adopted as aforesaid, are in the words following, viz :

ARTICLE II.

SEC. 1. The General Assembly shall meet on the first Wednesday of October, biennially; the first election shall be on the first Tuesday of September, A. D. 1870; and the first session of the General Assembly on the first Wednesday of October, A. D. 1870.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

SEC. 3. The term of office of the Governor, Lieutenant Governor, and Treasurer of the State, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of two years, or until their successors shall be chosen and qualified, or to the adjournment of the session of the Legislature, at which, by the Constitution and laws, their successors are required to be chosen, and not after such adjournment.

SEC. 4. The term of office of Senators and Town Representatives shall be two years, commencing on the first Wednesday of October following their election.

SEC. 5. The term of office of the Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be two years, and shall commence on the first day of December next after their election.

[Here insert the Article or Articles that may be adopted in addition to Article II.]

Done in Convention and by order of the same this day of June, 1870.

PRESIDENT.

SECRETARY.

RESOLUTION.

RESOLVED,—That duplicates of the ordinance, in the form reported by the Committee, be signed by the President and countersigned by the Secretary; and that one of said duplicates be deposited in the office of the Secretary of State, to be entered on record and preserved in the archives of the State; and that the other of said duplicates be delivered to the acting Governor of the State, with a duly certi-

fied copy of this resolution, to the end that the adoption of the said articles as a part of the Constitution of this State be made known to the people by proclamation.

And the report was agreed to, and

The question being. Shall the resolution be adopted?

It was determined in the affirmative.

Mr. BARTHOLEMEW submitted the following resolution, which was considered and adopted:

RESOLVED,—That the Article of amendment numbered — (blank) proposed by the Council of Censors, be agreed to by the Convention.

So Article — was adopted, as follows:—

ARTICLE —

The Judges of the Supreme Court shall be elected biennially, and their term of office shall be two years

On motion of Mr. HARMON,

Ordered, That the said Article be numbered VII.

On motion by Mr. LYFORD that the vote adopting said resolution be reconsidered.

It was determined in the negative.

Mr. HYDE, of Castleton, submitted the following resolution which was considered and adopted:

RESOLVED,—That the thanks of the Convention are due and are hereby extended to D. W. C. CLARKE, Esq., Secretary, for his able, accomplished and efficient performance of the duties of his office during the Session of this Convention.

The Convention resolved itself into the Committee of the Whole to consider Article VI of the proposed amendments to the Constitution.

Mr. HYDE, of Castleton, resumed the Chair.

After some time the Committee rose and reported that, in the judgment of the Committee, Article VI of the proposed amendments ought to be adopted.

On motion by Mr. WALTON, the consideration of Article VI was

Ordered to be postponed till 10 o'clock to-morrow morning and made the special order for that hour.

On motion by Mr. HORROBIN

The Convention adjourned.

TUESDAY, June 14, A. M.

Prayer by the Rev. Mr. WORTHEN.

The Convention was called to order and the Journal of yesterday was read and approved.

On motion by Mr. POWERS, that Mr. BENTON have leave to address the Convention on the question of the adoption of Article VI of the proposed amendments,

The question being taken by count, the vote was :

Yeas 61

Nays 48

Mr. HARMON raised the point of order that a quorum not having voted, no further business could be transacted until the attendance of a quorum upon the Convention.

The PRESIDENT decided the point of order well taken.

A quorum having appeared, Mr. ALDRICH submitted the following resolution for consideration :--

RESOLVED,—That the Committee on Debentures are instructed to allow and pay to the Secretary one hundred and fifty dollars in compensation for extra services required of him in procuring to be printed and in distributing the Journal of the Convention.

On motion by Mr. SLADE, it was

Ordered, That said resolution lie on the table, and

Mr SLADE moved that the vote adopting the resolution, submitted by him, directing the payment of fifty dollars to the Secretary, for said extra services, be reconsidered :

And it was so ordered.

Mr. SLADE moved to amend the last mentioned resolu-

tion by inserting before the word "fifty," the words *one hundred and*,

And it was so ordered, and

The resolution, as amended, was adopted.

Mr. POWERS moved that the resolution that the vote ordering the question on the adoption of Article VI be taken at 10 o'clock, this morning, be reconsidered :

And it was so ordered.

The question recurring : Will the Convention adopt Article VI of the proposed amendments ?

Mr. HARMON demanded the previous question, but withdrew the demand, and moved that the question on the adoption of said Article of amendment be taken at 10 o'clock this morning.

And it was so ordered.

The hour of 10 o'clock A. M. having arrived, the Convention proceeded to vote on the adoption of the said Article,

And the question being taken,

And it was determined in the affirmative :

Yeas 123,

Nays 85.

The yeas and nays were demanded by Mr. SLADE and were as follows :

Those who voted in the affirmative are Messrs.

Aldrich,	Francis,	Patterson,
Atwood,	Furman,	Pearl,
Barnes,	Gaige,	Phelps of Burlington,
Bates,	Giddings,	Phelps of Fair Haven,
Bennett,	Green,	Quinlan,
Bittinger,	Griswold,	Raymond,
Bottom of Shaftsbury,	Harmon,	Ray,
Brastow,	Harrington,	Reynolds,
Briggs,	Harris of Panton,	Rice,
Britell,	Herrick,	Richardson of Westfield,
Brown of Burke,	Hewitt,	Richardson of Vershire,

Brown of Waterville,	Hibbard,	Richmond,
Brooks,	Holbrook of Milton,	Rising,
Button,	Holcomb,	Roberts,
Canfield,	Holmes,	Robinson of Barton,
Carpenter,	Horrobin,	Sargent of Corinth,
Chase,	Houghton,	Sargent of Jay,
Cheney,	Howard of Townshend,	Seymour,
Clark of Lincoln,	Hyde of Castleton,	Sherman of Ludlow,
Clark of Poultney,	Jemey,	Slade,
Cleaveland,	Jones,	Stearns,
Closson,	Joselyn,	Stoddard of Westminster
Colburn,	Judevine,	Storrs,
Collom,	Keyes,	Swain,
Colton,	Kennedy,	Taylor,
Conant,	Kent,	Tisdale,
Danon,	Kimball of Glover,	Walbridge,
Davis of Baltimore,	Kingsley of Athens,	Walker of Peacham,
Davis of Sheffield,	Kinney,	Washburn,
Dunton,	Lawrence,	Way,
Edmunds,	Lincoln,	Whitney,
Everts,	Lynde,	Wild,
Ewens,	Marsh of Woodstock,	Williams,
Felton,	Miles,	Willmarth,
Ferris,	Morse,	Wilson,
Field of Brattleboro,	Morton,	Wiswell,
Field of Jericho,	Munson,	Wood,
Fisher,	Ohnstead,	Woodward,
Fletcher of Cavendish,	Owen,	Wright of Bradford,
Fletcher of Holland,	Parker of Pownal,	Wright of Shoreham
Foote,	Parker of Wolcott,	Young,

Those who voted in the negative were Messrs

Adams,	Field of Guildford,	Nelson,
Barrett,	Gibson,	Nichols of Northfield,
Bartholomew,	Gillette,	Paine,
Batchelder,	Hamilton,	Peake,
Beattie,	Harding,	Pierce,
Benjamin of Berlin,	Hartshorn of Canaan,	Porter,
Benton,	Hartshorn of Guildhall,	Post,
Bingham of Fletcher,	Hildreth,	Powers,
Bingham of Stowe,	Hinman,	Putnam,
Bottom of Orwell,	Hobart,	Ross,
Brewster,	Holbrook of Lemington,	St. John,
Buel,	Howard of Frisburgh,	Sampson,
Camp of Elmore,	Howe,	Sanborn,
Camp of Newport,	Howes,	Shattuck,
Carlton,	Huntton,	Shoff,
Churchill,	Hyde of Chelsea,	Smith of East Haven,
Clark of Peru,	Ide,	Smith of Tunbridge,
Clark of Topsham,	Kellogg,	Smith of Williamstown,
Clement,	Kelton,	Spaulding,
Cobb,	Kimball of W. Fairlee,	Stevens,
Cowles,	Kingsley of Salem,	Tewksbury,
Crandal,	Langdon,	Thompson,
Crane,	Lyford,	Tupper,
Deavitt,	McAllister,	Walker of Whiting,
Dillingham,	McGaffey,	Walton,
Drake,	McLaughlin,	Warren,
Dyer,	Marsh of Bethel,	Welch,
Eaton,	Mason,	Wells,
Farnsworth,		

So the said Article of amendment was adopted, as follows :

ARTICLE VI.

SEC. 1. At the session of the General Assembly of this State, A. D. 1880 and at the session thereof every tenth year thereafter, the Senate may, by a vote of two-thirds of its members, make proposals of Amendment to the Constitution of the State, which proposals of amendment, if concurred in by a majority of the members of the House of Representatives, shall be entered on the journals of the two Houses and referred to the General Assembly then next to be chosen, and be published in the principal newspapers of the State ; and if a majority of the members of the Senate and of the House of Representatives of the next following General Assembly shall, respectively, concur in the same proposals of amendment, or any of them, it shall be the duty of the General Assembly to submit the proposals of amendment so concurred in to a direct vote of the freemen of the State ; and such of said proposals of amendment as shall receive a majority of the votes of the freemen voting thereon, shall become a part of the Constitution of this State.

SEC. 2. The General Assembly shall direct the manner of voting by the people upon the proposed amendments, and enact all such laws as shall be necessary to procure a free and fair vote upon each amendment proposed, and to carry into effect all the provisions of the preceding section.

SEC. 3 The House of Representatives shall have all the powers now possessed by the Council of Censors, to order impeachments, which shall in all cases be by a vote of two-thirds of its members.

SEC. 4. The forty-third section of the second part of the Constitution of this State is hereby abrogated.

Mr. SLADE moved that the vote adopting said Article VI be reconsidered, and the question being taken, it was determined in the negative.

Mr. KELLOGG submitted the following resolution, which was considered and adopted :—

RESOLVED,—That the Secretary procure and forward by Mail to the Post Office address of each Delegate to this Convention one copy of the next weekly issue of each of the secular newspapers in Montpelier and of the Burlington Free Press & Times.

On motion by Mr. PHELPS, of Burlington,

The Convention adjourned till 8 o'clock A. M. to-morrow.

WEDNESDAY, June 15, 1870, {
8 o'clock A. M. }

Agreeably to its resolution, the Convention adjourned,
without day.

D. W. C. CLARKE, SECRETARY

APPENDIX.

PROCLAMATION BY THE GOVERNOR.

STATE OF VERMONT.

BY GEORGE W. HENDEE, GOVERNOR.

Whereas, the Council of Censors, on the 22d day of October, A. D. 1869, by an ordinance of that date, proposed certain Articles of Amendment to the Constitution of this State, and called a Convention of the people to consider and pass upon the same, which Convention convened in the State House at Montpelier, on the second Wednesday of June, A. D. 1870.

And now, it having been shown officially to the undersigned, that said Convention, on the 14th day of June, 1870, adopted the following of said proposed Articles of Amendments, the same are hereby promulgated as a part of the Constitution of the State, and as such should be obeyed and respected.

Articles of Amendment adopted and now a part of the Constitution :

ARTICLE II.

SEC. 1. The General Assembly shall meet on the first Wednesday of October, biennially ; the first election shall be on the first Tuesday of September, A. D. 1870 ; and the first session of the General Assembly on the first Wednesday of October, A. D. 1870.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

SEC. 3. The term of office of the Governor, Lieutenant Governor, and Treasurer of the State, respectively, shall commence when they shall be chosen and qualified, and shall continue for the term of two years, or until their successors shall be chosen and qualified, or to the adjournment of the session of the Legislature, at which, by the Constitution and laws, their successors are required to be chosen, and not after such adjournment.

SEC. 4. The term of office of Senators and Town Representatives shall be two years, commencing on the first Wednesday of October following their election.

SEC. 5. The term of office of the Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be two years, and shall commence on the first day of December next after their election.

ARTICLE VI.

SEC. 1. At the session of the General Assembly of this State, A. D. 1880 and at the session thereof every tenth year thereafter, the Senate may, by a vote of two-thirds of its members, make proposals of Amendment to the Constitution of the State, which proposals of amendment, if concurred in by a majority of the members of the House of Representatives, shall be entered on the journals of the two Houses and referred to the General Assembly then next to be chosen, and be published in the principal newspapers of the State; and if a majority of the members of the Senate and of the House of Representatives of the next following General Assembly shall, respectively, concur in the same proposals of amendment, or any of them, it shall be the duty of the General Assembly to submit the proposals of amendment so concurred in to a direct vote of the freemen of the State; and such of said proposals of amendment as shall receive a majority of the votes of the freemen voting thereon, shall become a part of the Constitution of this State.

SEC. 2. The General Assembly shall direct the manner of voting by the people upon the proposed amendments, and enact all such laws as shall be necessary to procure a free and

fair vote upon each amendment proposed, and to carry into effect all the provisions of the preceding section.

SEC. 3 The House of Representatives shall have all the powers now possessed by the Council of Censors, to order impeachments, which shall in all cases be by a vote of two-thirds of its members.

SEC. 4. The forty-third section of the second part of the Constitution of this State is hereby abrogated.

ARTICLE VII.

The Judges of the Supreme Court shall be elected biennially, and their term of office shall be two years.

Given under my hand and the seal of the State, at Morristown, this 20th day of June, A. D. 1870, and of the Independence of the United States the ninety-fourth.

GEO. W. HENDEE.

By the Governor,

JOHN W. MARSH,

Secretary of Civil and Military affairs.

SEC. 2. The Governor, Lieutenant Governor, Treasurer of the State, Senators, Town Representatives, Assistant Judges of the County Court, Sheriffs, High Bailiffs, State's Attorneys, Judges of Probate, and Justices of the Peace, shall be elected biennially, on the first Tuesday of September, in the manner prescribed by the Constitution of the State.

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Secretary of Civil and Military affairs.





